

Minutes of a Regular Board Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, June 16, 1987, at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Victor Prusinowski, Councilman
Louis Boschetti, Councilman
Robert Pike, Councilman

Also Present: Richard Ehlers, Town Attorney

Supervisor Janoski called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Councilman Lombardi offered the following resolution which was seconded by Councilman Pike.

RESOLVED, that the Minutes of Regular Board Meeting held on May 19, 1987 are dispensed without objection and be approved.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, The heads of departments of town government are present this evening should anyone have any question of the. Reports, Mrs. Pendzick.

REPORTS

Planning Board-approval for minor sub-divisions; Sebastian Albrecht, Parvis Farazhad, Florence Cioffi, Giacomo Gattuso, Kenneth Zilnicki, Edward Maher & Robert Stevenot; that minor sub-division of Olin Warner be denied, and recommendations re: Section 108-58; 108-64.1, 114 & 119; 108-27, 34, 39 and 42; Section 108-56; 108-110.2(C); the re-zoning of South Jamesport and Jamesport; and addition to Residence D. Filed

Conservation Advisory Council-minutes of 5/28/87 Meeting. Filed

Tax Receiver-final report of collections dated 6/15/87; \$26,228,178.10. Filed

Open Bid Report-Renovations to Bathrooms at Stotsky Park. Filed

Supervisor Janoski, Thank you. Applications.

APPLICATIONS

Parade Permit-Jamesport Fire Department, 7/22/87 at 7:00 p.m. Filed

Site Plan-Grumman Aerospace Corp, office building. Filed

APPLICATIONS Continued

Site Plan-Riverhead Building Supply, parking lot and planting area. Filed

Petition-27 residents of area requesting demolition of building at 629 Osborn Avenue. Filed

Site Plan-Dubois Smith, for steel farm equipment sales building, East Main Street. Filed

Petition-51 residents requesting condemnation of building at Riverside Drive and Main Street. Filed

Site Plan-Frank Tommasini for stores & warehouse, Route 58. Filed

Supervisor Janoski, "Thank you. Correspondence."

CORRESPONDENCE

Suffolk County Dept. of Planning-Moratorium on issuance of building permits within Business "CR" not within jurisdiction of S.C. Planning Commission. Filed

Gregory Blass, 6/9/87-advising that dredging of Wading River Creek under consideration. Filed

Carla Esposito, 6/8/87-listing suggestions for mobile home park law. Filed

Carol Carey, 6/11/87-complaint re: residents at 629 Osborn Avenue and requests demolition. Filed

Supervisor Janoski, "Thank you. The time for scheduled for the first public hearing has not yet arrived. We have a number of items under the Unfinished Business. Some of which will be under consideration at this meeting. I would recognize anyone wishing to be heard on any subject at this time."

Sid Bail, Wading River, "Good evening. Sid Bail of Wading River Civic Association. Does anyone know what happened today with the dredging committee hearing of Suffolk County, Suffolk County Legislature? I know there was supposed to be a hearing today and I was unable to attend. We'd like to thank you for doing some of the things that you said you were going to do down at the Wading River Beach; painting the bath-house and putting in the swing set. And when do you anticipate some of the other things will be complete?"

Supervisor Janoski, "The maintenance crew is now preparing the beaches for the opening which is this weekend. And once that is accomplished, they will then go back and do the more involved work which has been laid off."

PERSONAL APPEARANCES Continued

Councilman Lombardi, "Joe, excuse me a minute. Sid, we got the report from the architect for the fence which will be passed out to the Board tomorrow morning. We just got it today."

Sid Bail, "Will the police be ticketing cars with Brookhaven stickers because there's quite a few of them. Ok. Thank you."

Supervisor Janoski, "Thank you Sid. Is there anyone else who wishes to be heard?"

Joan Strohschnitter, Wading River, "Good evening. I am President of Oakwood on the Sound, Inc., a Cottage Colony in Wading River. On behalf of Oakwood on the Sound, I am requesting that the Town of Riverhead pass legislation banning vehicles from our beaches. The problem has become worse through the years and is now of major proportions. Our concerns are threefold: 1. Town of Riverhead property owners should be entitled to lie on their own beach without fear of being run over. Even though most of the beach driving is at night, I have been on the beach several times during the day when jeeps and trucks have thundered through. In response to our protests, they claimed to have a permit. In one instance in particular, a small child was very nearly run over. The recent tragedy on Hulse Beach should serve as a signal to you that this legislation is needed. 2. Town of Riverhead property owners should be entitled to peace and security on their own property, without having to endure ghetto-blaster music all night long. Beer and wine bottles are strewn all over and broken and thrown about and garbage is strewn along the beaches by trespassers. 3. Erosion of the extremely sensitive North Shore bluffs and beaches is an area of major concern. We have made many attempts to understand and to control this problem. A. Members of our community have attended workshops sponsored by the Sea Grant Extension Program addressing this critical issue. There we learned that it is important not to break the crust of the beaches. With on-site advice from Mr. Jay Tanski, Sea Grant Official, we have followed an extensive program of beach replenishment every year. B. We order plantings each year from New York State Department of Environmental Conservation. These are then distributed to our residents who plant them on the bluff areas as another means of erosion control. This was another suggestion made at the workshop. C. In 1984, our community erected beach savers along 200 feet of our beach in yet another attempt to maintain the bluffs. This was a major undertaking on our part. But as much as we do, these beach mangling vehicles undo. The crust of the beach is broken, sand is loosened and washes away. If our beaches go, our bluffs go, we're doing all that is possible to maintain this fragile eco-system and ask that the Town of Riverhead accept the responsibility to do the same. Thank you."

Supervisor Janoski, "Thank you. Paul."

Paul Baker, Wading River, "The Wildwood Hills community as a beach community is deeply concerned about the abuse of beach property. We have repeatedly requested increased police patrol of our beaches. People who are removed from the State Park for

PERSONAL APPEARANCES ContinuedPaul Baker, Continued

alcohol or drug abuse are often found at the unsupervised beach at Hulse Landing Road. There are few legible signs, rare police patrols, increased vandalism to our properties, and now the loss of life. We support the rights of all Long Islanders to use the beaches. Private communities pay high liability insurance premiums for these beaches. We believe that our town government has the responsibility to work with the county and the state to improve the protection of these resources. Our community would like to know what plans and monies are prepared by this Town Board to address this problem. We believe that enacting this plan now is of a real urgency. Thank you."

Supervisor Janoski, Hulse Landing Beach is not a town beach facility.

TAPE MALFUNCTIONED AND PAUL BAKERS REMARKS WENT UNRECORDED.

Paul Baker, Are there any plans to increase patrols in that area? Is there a plan in effect to close off the bottom of Hulse Landing Road and post more signs?

Supervisor Janoski, "That's what we plan on and what else can I say?"

TAPE PROCEEDED TO FUNCTION PROPERLY

Paul Baker, "Well, perhaps something as simple as posting signs that it is a town property and parking is not permitted there. Perhaps a patrol car going by on a regular basis to be sure that people expel from the park for the use of drugs and alcohol and are not camping there unchallenged. All those type of things."

Supervisor Janoski, "Those things are done on a regular basis. That's the responsibility of the town and a regular duty of the police department. Those things happen on a regular basis and the police department has, at this point in time, made five hundred arrests in the Town of Riverhead and they are doing their job."

Paul Baker, "So the Town Board intends to do nothing further at this particular point."

Supervisor Janoski, "If you want to characterize it that way, you certainly may."

Paul Baker, "Thank you."

Supervisor Janoski, "Thank you very much. The time has arrived for the first public hearing. Let the record show that the hour of 7:47 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, June 16, 1987 at 7:45 p.m. to hear all interested persons regarding: The Condemnation of Premises owned by Mignone, Inc. on Sound Avenue, Wading River.

Supervisor Janoski, "Thank you. Mr. Town Attorney."

Richard Ehlers, "The purpose of the hearing tonight is to determine whether it is a public purpose for which the Town Board should condemn property in Wading River for the construction of a highway barn substation and salt storage facility. Both those buildings will be constructed on this site. The site does not have frontage on Sound Avenue or 25A. However, there is a 50 foot right-of-way which we would have access to the site which is an interior type parcel. Breslin Appraisal has been retained to appraise the property. They have made a preliminary report. However, it has not been completed as of tonight's meeting. Although a request was made for that. So the purpose of the hearing tonight is strictly to determine whether that is an appropriate public purpose for the Town Board to acquire that property through the eminent procedure law."

Supervisor Janoski, "Thank you Mr. Town Attorney. To add to your explanation of this public hearing, the Hulse Landing Road parking lot which Mr. Baker has referred to, has (until this point) been used for this storage of salt and sand that the Highway Department uses during the snow season and it is their pick up point for that material. And also, we have vehicles which are headquartered at the farm of Mr. Condzella in Wading River. Mr. Condzella has been kind enough over these years to allow us to place our vehicles there. Mr. Condzella (of course) now is moving on to other things and it is necessary that the Town of Riverhead locate a facility in the Wading River area so that we can continue that service during the storm times and of course, any other times to provide highway department service. We wish to acquire this property so that we can establish this Highway Department substation to serve the Wading River area and that is the process we are going through to acquire this. Is there anyone who wishes to address the Board on this proposal?"

Joe Lynch, Wading River, "Could you explain exactly where the property is?"

Supervisor Janoski, "Certainly. You know where the Knights of Columbus building is? To the east right next to the eastern side there is a dirt road. The property is located on the eastern side of that dirt road. It is back into that treed piece of property and that's the location."

Joe Lynch, "Do you expect that there will be visibility from Sound Avenue or 25A?"

Supervisor Janoski, "No. The attractiveness of the property is that it is so heavily treed, that we can create... And it is back off the road. That we can create a buffer so that it would be screened. And what we want to put there... In fact there is a building there that we think we can improve so that it can be

PUBLIC HEARING ContinuedSupervisor Janoski, Continued

used for the storage of vehicles. And what we immediately want to do is to erect a salt and sand storage barn."

Joe Lynch, "Ok. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else who wishes to address the Board on this proposal? Yes sir."

Richard Zeh, Wading River, "I live directly across from the beach property. I'm wholly against using that for a storage facility. You're on what I would call residential property which is zoned. You're coming in with an industrial park and it has been used for residential property since the 1950's. The Riverhead Town Board or the Riverhead Water District owns a piece of property on Thurm's Road which is about 6 and one half acres which I could see could be used for that facility. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else who wishes to address the Board on this proposal? That being the case and without objection, I declare the hearing closed."

7:45 PUBLIC HEARING CLOSED AT 7:53

Supervisor Janoski, "There are two minutes remaining until the next scheduled public hearing. Is there anyone who wishes to address the Board on any issue? Well, let's take up a couple of the resolutions."

RESOLUTIONS

#381 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS FOR THE INSTALLATION OF WATER MAINS & APPURTENANCES FOR EXTENSION NO. 36 TO THE RIVERHEAD WATER DISTRICT.

(See Water District Minutes)

#382 AUTHORIZES THE ISSUANCE OF \$171,000⁰⁰ BONDS AND \$9,000 CAPITAL NOTES RE: RECONSTRUCTION PROVIDING ACCESSIBILITY FOR PHYSICALLY HANDICAPPED.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

BE IT RESOLVED, by the Town Board of the Town of Riverhead, New York, Suffolk County, New York as follows:

Section 1. For the class of objects or purposes of paying the cost of the reconstruction of various Town buildings for the purpose of providing access for the physically handicapped, in and for the Town of Riverhead, Suffolk County, New York, there are hereby authorized to be issued \$171,000 serial bonds of said Town and \$9,000 capital notes of said Town, pursuant to the provisions of the Local Finance Law.

RESOLUTIONS Continued

Section 2. It is hereby determined that the maximum estimated cost of such class of objects or purposes is \$181,000, and the plan for the financing thereof is as follows:

a) By the issuance of the \$171,000 serial bonds of the Town of Riverhead, Suffolk County, New York, authorized to be issued pursuant to this bond resolution. Further details concerning said bonds will be prescribed in a further resolution or resolutions of this Town Board; and

b) By the issuance of the \$9,000 capital notes of said Town authorized to be issued pursuant to this bond resolution. Such capital notes shall be sold at private sale and all further powers in connection with the details and the sale thereof are hereby delegated to the Supervisor, the chief fiscal officer, in accordance with the Local Finance Law. Pursuant to Section 107.00 of the Local Finance Law, the proceeds from the sale of such capital notes will be provided prior to the issuance of the bonds herein authorized or bond anticipation notes. Said capital notes shall constitute the down payment required by Section 107.000 of the Local Finance Law.

Section 3. It is hereby determined that the period of probably usefulness of the aforesaid class of objects or purposes is twenty years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 6. The validity of such bonds, capital notes and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

RESOLUTIONS Continued

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. Upon this resolution taking effect, the same shall be published in full in the News-Review together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 8. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#383 RESOLUTION AND CONSENT TO DEDICATE ROADS KNOWN AS CARRIE COURT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a certain subdivision map was filed in the Office of the Clerk of the County of Suffolk wherein said map was entitled, "Map of the Hart Estate"; and

WHEREAS, plans for the construction of various improvements to said roads known and designated as Carrie Court, were submitted to the Planning Board of the Town of Riverhead; and

WHEREAS, the Town Board of the Town of Riverhead did approve said performance bond as to form, sufficiency, manner of execution and surety; and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Riverhead Town Planning Board; and

WHEREAS, the construction of said roads, drainage systems and sumps have met with the approval of the Superintendent of Highways of the Town of Riverhead; and

WHEREAS, a copy of the letter from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof as APPENDIX A; and

WHEREAS, Special Search Street Dedication from Title USA Insurance Corporation of New York, title no. 86-52-58131, has been filed with the Town Clerk of the Town of Riverhead together with a deed of dedication and release affecting said road(s).

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the provisions of Section 171 of the Highway Law of the State of New York, consent be and the same is hereby given; and be it further

RESOLUTIONS Continued

RESOLVED, that the Superintendent of Highways of the Town of Riverhead make an order laying out certain roads known as Carrie Court with proper drainage facilities, the said Town roads to consist of the land described in the deed of dedication and dated November 26, 1986, and the Dedication and Release dated January 20, 1987, and to extend as delineated therein; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby directed to forthwith cause such deed of dedication and release to be recorded in the Office of the Clerk of the County of Suffolk, and upon its return, to attach it hereto; and be it further

RESOLVED, that this resolution shall take effect immediately.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#384 ADOPTS RESOLUTION RE: AMENDMENT SECTION 108-61(A) OF THE RIVERHEAD TOWN CODE.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the Town Clerk was authorized to publish and post a public notice for a Public Hearing to be held on the 2nd day of June, 1987, at 8:05 p.m. at the Town Hall for the purposes of hearing all interested persons with regard to amending Section 108-61(A) of the Riverhead Town Code; and

WHEREAS, all persons wishing to be heard were heard on the date and at the time and place specified and for the purpose stated in said public notice.

NOW, THEREFORE, BE IT

RESOLVED, that Section 108-61(A) of the Riverhead Town Code be and is hereby adopted as follows:

S108-61. Off-street loading.

A. Off-street loading berths shall be provided for industrial, warehouse or hospital uses with an aggregate square footage of ten thousand (10,000) square feet or more, and for all buildings or structures having a floor area of fifteen thousand (15,000) square feet or more and used for business, industrial or hospital purposes as follows:

Floor Area (square feet)	Number of Berths
15,000 to 25,000	1
25,001 to 40,000	2
40,001 to 100,000	3
Each Additional 60,000	1 additional

and be it further

RESOLUTIONS Continued

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News Review and post the same at the Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Planning Board, Riverhead Building Department and Riverhead Community Development Agency.

*broken line represents deletions

*underscore represents amendments.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#385 ADOPTS RESOLUTION RE: AMENDING SECTION 108-69 OF THE RIVERHEAD TOWN CODE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

WHEREAS, the Town Clerk was authorized to publish and post a public notice for a Public Hearing to be held on the 2nd day of June, 1987, at 8:15 p.m. at the Town Hall for the purposes of hearing all interested persons with regard to amending Section 108-69 of the Riverhead Town Code; and

WHEREAS, all persons wishing to be heard were heard on the date and at the time and place specified and for the purpose stated in said public notice.

NOW, THEREFORE, BE IT

RESOLVED, that the amendment to Section 108-69 of the Riverhead Town Code be and is hereby adopted as follows:

S108-69. Building area and set back.

Notwithstanding any other provision of this chapter, the Town Board may by special permit allow within the Riverhead Public Parking District No. 1 a minimum front yard depth of zero (0) feet and/or a total building area of up to one hundred percent (100%) of the area of a parcel of land held in one (1) ownership, either by erection of a new building or by alteration or extension of an existing building.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News Reveiw and post same at the Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Planning Board, the Riverhead Building Department and the Riverhead Community Development Agency.

*underscore represents amendment

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Let the record show that the hour of 7:55 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 7:55 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, June 16, 1987 at 7:55 p.m. to hear all interested persons regarding: Amending Section 101-3(A) of the Town Code placing a Stop Sign on Gully Road at the intersection of Dogwood Drive.

Supervisor Janoski, "Thank you. Town Attorney would you explain?"

Richard Ehlers, "The Town Code must be amended if we wish to place a stop sign on a town road. In this case, the proposal is to put, at the entrance from the east at the intersection of Dogwood Drive and Gully Road, a stop sign."

Supervisor Janoski, "Is there anyone present who wishes to address the question of the installation of the stop sign at that location? That being the case and without objection, I declare the hearing closed. Let us continue with the resolutions."

RESOLUTIONS (Continued)

#386 ADOPTS RESOLUTION RE: AMENDMENT TO SECTION 108-11.2(C) OF THE RIVERHEAD TOWN CODE.

Councilman Pike offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, the Town Clerk was authorized to publish and post a public notice for a Public Hearing to be held on the 16th day of May, 1987, at 8:05 p.m. at the Town Hall for the purposes of hearing all interested persons with regard to amending Section 108-110.2(C) of the Riverhead Town Code; and

WHEREAS, all persons wishing to be heard were heard on the date and at the time and place specified and for the purpose stated in said Public Notice.

NOW, THEREFORE, BE IT

RESOLVED, that the amendment to Section 108-110.2(C) of the Riverhead Town Code be and is hereby adopted as follows:

C. The maximum building area, unless otherwise specified, shall be ~~twenty-five-percent-(25%)~~ seventeen percent (17%) of the lot size. The maximum ~~building-lot-area~~ square footage of any one building must conform to the following schedule:

~~(1)---For-sites-with-areas-between-zero-and-thirty-nine thousand-nine-hundred-ninety-nine-(39,999)-square-feet, no-one-(1)-building-larger-than-four-thousand-(4,000) square-feet-in-building-area-may-be-constructed.~~

RESOLUTIONS Continued

~~(2)--For sites with areas of forty thousand (40,000) square feet or greater, no building with an area larger than twenty-five percent (25%) of the maximum building area, or four thousand (4,000) square feet, whichever is greater, may be constructed.~~

(1) No building shall have a square footage greater than four thousand (4,000) square feet unless the lot size is greater than ninety-four thousand one hundred eighteen (94,118) square feet (which lot size would yield four (4) thousand (4,000) square-foot buildings), or unless the lot size is less than ninety-four thousand one hundred eighteen (94,118) square feet, in which case the allowed coverage of one (1) building may be increased up to twenty-five percent (25%) (one thousand [1,000] square feet, to a total of five thousand [5,000] square feet), if an additional allowed building (four thousand [4,000] square feet) is forfeited, and such forfeiture is covenanted to run with the land.

(2) For lots with areas greater than ninety-four thousand one hundred eighteen (94,118) square feet, the additional building square footage shall be applied equally to each of the four (4) buildings unless a different proportion is required during site plan review.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News Review and post same at the Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Town Planning Board, the Riverhead Building Department and the Riverhead Community Development Agency.

*broken line represents deletions

*underscore represents amendments

Supervisor Janoski, "Point of order."

Unidentified Lady, "Is there any way we could post pone the vote on that until a later time..... (inaudible)?"

Supervisor Janoski, "The motion has been moved and seconded. Now is the time for the discussion. The Town Board has realized, over the short life of the Business "C-Rural" zone, that what we intended as a goal, that which we believe should be the proper type of development within the zone, is realized at this particular lot coverage. We have engaged professional help; architects and (of course) planners to come to this conclusion. The Town Board realizes that that lot coverage is probably one of the most important aspects of the "CR" zone or business development. Business "C-Rural" is going under a complete scrutiny and revision. But because lot coverage is of the utmost importance, we would like to move this 17% this evening. In any event, there is no

RESOLUTIONS ContinuedSupervisor Janoski, Continued

doubt that lot coverage will be reduced from the 25%. The 17% represents (I believe) two points of view. One; it is the percentage of lot coverage which is recognized by the County Health Department. And secondly; it represents a lot coverage which is below what it presently is. And perhaps, a compromise (if you will) between that and 15% which has been discussed."

Unidentified Lady, "The only thing is that there are some people out in my area that feel that we started with this one figure and we're constantly moving lower to another figure."

Supervisor Janoski, "Why don't you come up so that we can get this on the record."

Mrs. John McKasity, Aquebogue, " I had somebody call me this evening at 7:30 to say that they were coming down here to speak specifically on this thing and they're not here yet but it's not my fault. It's not your fault. But they're not here yet. All I can tell you is that you had started out with 25% which maybe worked out to 20%. Now, we're 17 and we're going to go to 15. I don't know if it's a fair thing to do because we have people in the area that are already developing and that are (let's say) well on their way towards working the project and the rest of us are standing there looking around saying; gee, this man is doing less and we're not going to be able to do that much because we're cutting back all the time. That's the feeling that I'm getting."

Supervisor Janoski, "Well, if you're referring to the project that I believe you are, it is certainly below the 25% and it is these experiences that have led the Town Board and the Planning Board which has considered this, to the conclusion that 17% is the proper lot coverage. Now, the business districts that existed prior to Business "CR", (Business "B" for example) allowed for 15%. And the Town Board, in developing Business "C-Rural" tried to, once again I'm going to use the word compromise, come to a lot coverage that in taking away would give. But Business "C-Rural" mandates a campus style of development, separation of buildings, landscaping, etc. And what we have found, is that it works. What we wanted to achieve, works at this lot coverage."

Mrs. John McKasity, "Have you given any thought to people with a large parcel of land in "CR" zoning versus people with a smaller parcel of land in "CR" zoning and how a 17% rate would effect them...?"

Supervisor Janoski, "Yes indeed."

Mrs. John McKasity, "...in regard to lot area? And what did you come up with."

RESOLUTIONS Continued

Supervisor Janoski, "The resolution as proposed, recognizes and allows the Board, within small lots, to make some adjustments with regard to the size of buildings within 25%. These are based on practical experiences which we have heard. Now, you have to understand that the Town Board (two years ago) started a path to try to direct commercial development into a esthetically pleasing attractive type of development while recognizing that the people who owned the property had the right to develop it as such. So that what we are trying to do is (quite honestly) balance prior property rights and also our desire to have commercial development take place in a very acceptable pleasing way. Now, some people may call it tinkering but we have struck out on any course here. And other towns have contacted the Town of Riverhead on this Business "C-Rural" zone because they find it very an interesting approach to business development. And they want to look at what we've done so that they may do the same. The practical problem is that we did not know how it would work out as far as the practical experience. And what we have found is that when you get down to (they are here now, so they can speak for themselves) 17%, exactly what were the goals to be achieved through this zone are realized through this 17%."

Mrs. John McKasity, "Ok. Thank you very much."

Supervisor Janoski, "Rowena, why don't you just hold up for a minute because we are scheduled to start the next public hearing. What I'm going to do however, is I'm going to open it and immediately recess it so that we can continue with this particular hearing. Let the record show that the hour of 8:05 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING -- 8:05.p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, June 16, 1987 at 8:05 p.m. to hear all interested persons regarding: The Proposed Local Law imposing a moratorium on the issuance of building permits in Business "CR" zoning use district, Route 25A, Wading River.

Supervisor Janoski, "Ok. I'm going to recess that public hearing and re-open the hearing on... Wait a minute. It's a discussion. So we have a motion that is moved and seconded and Rowena we have very nicely filled up the time until your arrival and I will recognize you at this time."

8:05 PUBLIC HEARING RECESSED AT 8:06

Supervisor Janoski, "The resolution, Rowena, to adopt 17% has been moved and seconded and there is a discussion which is a little out of order but what the heck."

RESOLUTIONS Continued

Rowena Janis, "How many minutes do I have?"

Supervisor Janoski, "Five."

Rowena Janis, "Well, first of all, we bought the property in March of 1986. (March 6th) with the intention of putting a new beauty parlor and stores according to the way business was at that time. In April (of what?) 21st, they put a moratorium. So there goes my plans. And now, I had to do a lot of things with the zoning and rethinking my thoughts. But I'm not in favor of 17%. I would like to have it the way I bought the property."

Supervisor Janoski, "What was the previous zoning? Do you know? Was it Business "B" or was it Business "C"?"

Rowena Janis, "It was Business "C", "B". Ok. 30%. Now maybe I wouldn't have bought it if the moratorium was there. It would be foolish. So I feel like that I'm getting robbed of my investment. So along comes the moratorium and I get plans drawn up. But still, I had to go by 25% and then I hear through the grapevine, the Town is doing it for 17% or 15%. So now, I have to wait but I have plans drawn to (let's say) 19.7. But the whole thing in a nut shell is, I'm being deprived of my investment so to speak. Such it's not like for ten years I held the property. So that's where I am at this decision. Now, I missed the town meeting I didn't hear the whole thing. I can tell you more but if I only got five minutes, I can come back."

Supervisor Janoski, "You certainly can."

Rowena Janis, "I'm a little nervous because I don't like to talk at these big town meetings."

Councilman Prusinowski, "Rowena, the reality of the situation because it's..... I'm going to put it to you on the table. Apparently there is a.... I know. They don't want to pass on it. But ultimately, we're going to pass this thing and it's going to 17%. I'm going to vote for it. There is a perception going around in this town that the Town Board wants to pave over Riverhead so we have a lot of people that are beating at our doors and say; reduce the type of development in Riverhead. On one hand, you can say to them, because you've been in business a long time in Jamesport and I grew up in Jamesport. I know what you're going through. You're saying; why me? Well, you're caught in the middle because in a transition of a zoning change, there are going to be people caught in the middle. Yes, you bought the property and it was zoned at 30%. Now it's going down to 17%. You have two options. You're going to comply, go to the Zoning Board of Appeals and ask for a relief or sell the property. Because this is what your neighbors want. I've heard through Jamesport that; hey, why are we allowing all this development? I tell them we have half of Jamesport in the farm program. They don't want to believe us. They see a new subdivision. All the people that just moved into town recently, don't want anybody else to move into Riverhead. You're one of the people that is caught in the middle. I intend to vote on this tonight. I'm not going to mislead you. I'm not going to say we're

RESOLUTIONS ContinuedCouncilman Prusinowski, Continued

going to have further discussion. The Town Board has made up their mind. Ok. So I'll give you the benefit of three options. and I'm going to tell it to you straight because I think you deserve to hear. As I told you in the hall before, you can go to the Zoning Board of Appeals and plead hardship saying; Zoning Board, I bought this property with the understanding that it's 30%. Now it's 25%, now it's 17%. My plans are 19%. You show financial hardship. You say; because I have financial hardship, I want relief from this new zoning code. You comply at 17%. You have your architect there or you sell the property. And I think we should vote on this thing because really gentlemen, we know what we're going to do and let's stop beating around the bush. Alright? Now Marty wants to speak which is fine. But I'm going to tell you the straight thing."

Rowena Janis, "Well I appreciate your honesty."

Councilman Prusinowski, "Well, I want to tell you something. Unfortunately, you're caught in the middle as some of the property owners because the next public hearing you're going to hear that everyone wants a moratorium in Wading River because they don't even want this thing in place. They want a hamlet study which I'm prepared to go for but that's where we are in the Town of Riverhead right now and you really deserve to hear the truth and that's really the truth."

Councilman Lombardi, "Vic, can I say something to Joe?"
If you remember, Rowena came in here about three or four weeks ago and she did have her plans with her but then she was told by someone that she could not submit her plans. Now, I realize that we have taken plans and accepted them before voting like tonight and they were accepted. Now, we're telling Ms. Rowena she has to go with the 17%."

Councilman Prusinowski, "That's a policy decision for the Board to make."

Supervisor Janoski, "Rowena, Mr. Sendlewski behind you wants to address the Board."

Martin Sendlewski, "I have one question. I think (don't mind me being out of breath, I raced here. I almost had a couple of accidents. I got a phone call this evening and I raced here very quickly.) one of the things which I think is a problem which Mrs. Janis didn't touch on is that it was implied that; if the resolution was adopted, it would be adopted retroactive to the first time it was published. I want to know is that a fact? When would it be actually in effect?"

Supervisor Janoski, "The Town Board (I guess informally) has taken the position of that as of May 15th, I'm pretty sure that's the date, that any proposal which comes to the Town Board for commercial development in "CR", would have to comply with the new "CR" provisions."

RESOLUTIONS Continued

Martin Sendlewski, "Even if the new "CR" at that time, is not in effect...."

Supervisor Janoski, "This is not based on any legal... So that the Town Board has traditionally recognized pre-existing applications and has allowed those to continue under what was the case at the time they were applied for."

Martin Sendlewski, "I think the reason it was frustrating is because originally I had prepared the site plan for Mr. and Mrs. Janis prior to the last hearing which I believe was the 17th. I'm not sure on the date of that. But I had prepared it prior to that and we were in a race to get it done prior to that to submit it so that it would be considered a pre-existing submission. And at that time, we were informed that it would be retroactive. So it was like, well, we were going to race but now there's no sense in it because it's not going to matter anyway. Then, and talking with Mrs. Janis tonight, she questioned me. I never questioned her. I had no idea. She said; well first of all, if the zoning that presently exists, a new resolution has not been passed and there isn't a moratorium on submissions. If you submit it prior to a new resolution which changes the lot coverage, doesn't it mean that you can still submit with the previous lot coverage until it's actually (quote, unquote) legally changed. And that's where the question came up here. Because as of right now, at this very moment right now, the lot coverage in "CR" is 25% right at this time if I'm not mistaken. Ok. That would mean that if somebody were to have submitted it, I'm not sure of what the realities are. But I would think that if somebody submitted up to that time, that that would mean that they more or less beat the clock so to speak. I just want to know if that's true."

Councilman Prusinowski, "Marty, I have a question that's germane to the argument. Right now, the site plan is at 19% lot coverage?"

Martin Sendlewski, "19.1 I believe."

Councilman Prusinowski, "And reducing it down to 17 in your opinion."

Martin Sendlewski, "It's about a 20% reduction in the buildable area."

Councilman Pike, "That doesn't make any sense at all. It would be whatever the difference between 19 and 17 is in percentage."

Martin Sendlewski, "Right. Exactly."

Councilman Pike, "That's not 20%."

Martin Sendlewski, "It would have been eight thousand square feet which would have been just under. With the 17%, it would have been seven thousand nine hundred and thirty-three I believe. I don't have a calculator on me. If you calculated the (I believe it was just over 40 thousand) lot coverage, it brought it down under six thousand square feet which I guess would be.... I did it quick."

RESOLUTIONS ContinuedMartin Sendlewski, Continued

Like I said, I raced it here. I didn't even bring my briefcase with my calculator in it. I guess it would maybe be ten or twelve percent. Is it close to 20%? I didn't recheck my figures. I checked them a while back. I don't know what the exact percentage is. If anybody has a calculator, they can do it quick. It went from almost eight thousand down to six thousand and something. So I don't know what the exact number is. I would have to calculate it and figure it."

Councilman Prusinowski, "19 to 17."

Martin Sendlewski, "I mean the actual coverage reduced from 19% to 17% which is... It wouldn't be 20%. It would be more like around 11 or 12 percent."

Rowena Janis, "Just remember, every little bit counts when you have a small lot."

Councilman Prusinowski, "I understand that."

Martin Sendlewski, "One thing being is that she's going to occupy part of the building herself with her own business. So in essence, she's losing one rental because she's going to be into it herself."

Councilman Prusinowski, "Let's take a five minute recess."

Councilman Boschetti, "Mr. Supervisor, I believe that the Town Board has no intention of hurting anybody unduly. I would therefore, withdraw my second and move to table so we can discuss this and recess."

Councilman Lombardi, "Second."

Councilman Boschetti, "How about I just move and recess?"

Supervisor Janoski, "Does anybody object to taking a recess at this time? There being no objection, we will recess until 8:30."

TOWN BOARD MEETING RECESSED AT 8:17
TOWN BOARD MEETING RECONVENED AT 8:45

Supervisor Janoski, "Ok. The Town Board has before it, a motion which has been seconded, adopting 17%. Is there any further discussion. The Town Clerk will please call the roll."

Rowena Janis, "I'd like to submit my plans whether they're accepted or not. Do I have permission to do that?"

Supervisor Janoski, "Well, you can certainly give them to the Town Clerk."

RESOLUTIONS Continued

Irene Pendzick, "Mrs. Janis, I've marked these as having been received at 8:47 p.m. as of 6/16/87 and I have three copies."

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, no, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Ok. We will cease our deliberation over the resolutions. I will re-open the public hearing concerning the proposal to adopt a moratorium in Business "CR" in the Hamlet of Wading River. Is there anyone who wishes to be recognized concerning this proposal? Yes sir."

Joseph Lynch, "The Wading River Civic Association endorses the proposal for a moratorium on "CR" zoning, Route 25A in Wading River providing it has a purpose. We believe it should be used to provide time for an in-depth study of the Wading River area. As you know, we are greatly concerned about the threat of development along Route 25A in Wading River. One only has to shop in King Kullen, go to a Little League game or stop by the Post Office to hear how concerned the local residents are about signs springing up along 25A promising more shopping centers. They ask why we need more stores when there are many unoccupied already."

Supervisor Janoski, "Could you just back of that a little?"

Joseph Lynch, "They worry that their quiet town will become like some of the ugly examples of zoning and planning to the west. The Wading River area presents a unique opportunity for the Riverhead Town Board. Living on Eastern Long Island, we can see what will happen if no creative planning is done as evidenced in communities to the west. The Town of Brookhaven should be ashamed of sections of Routes 25A, 25 and 27A. We only hope that we can look to the west and not duplicate their mistakes. Without comprehensive planning, the same developers that have raped the landscape in Brookhaven, will do their pillage in Riverhead. As a community, we need a commitment from the Town Board to have professional planners, civic leaders and town officials to plan the Wading River area in detail. This would include traffic considerations such as curb cuts and parallel roads. Also; architecture, setbacks, parking, signs and general coordination of the area. What we ask for seems so logical. No one has disagreed with us. It's like mom and apple pie. Let's put 25A into a short moratorium and give us a change to design Wading River into a quaint pretty little town."

Supervisor Janoski, "Mr. Baker."

Paul Baker, Wading River, "I'm president of the Wildwood Hills Property Owners Association in Wading River. The Wildwood Hills Community has worked closely over the past few months with the other Wading River communities. We have repeatedly asked this Town Board for help. Our requests are simple. Give us a hamlet study. The effective planning for future land use depends on planning and zoning. You have consistently argued that zoning changes were all that was needed. Those changes are important, but they are useless without a plan. When you needed a plan for

PUBLIC HEARING ContinuedPaul Baker, Continued

Riverhead itself, you simply ordered it. When you needed a moratorium for the better development of this plan, you ordered it. Four weeks ago our request for equal treatment was met with a referral to the Planning Board. We remain hopeful that this hearing tonight means that you will consider ordering the immediate commencement of the hamlet study for Wading River. We remain hopeful that a full commercial moratorium will be enacted tonight. We hope that this moratorium will remain in effect until the hamlet study of our community is finally in place. Wading River has been promised a great deal in the past. You have assured us we would have town water by this June. It has not been delivered. You promised that "CR" zoning would stop the type of development we have seen in other communities. It has not happened. You promised us that our boat ramps would be operational. That has not happened. The excuses have been plentiful. You have convinced us that the only power we, as a community have, is in its power to vote. We no longer need words. We need action. We heard Mr. Prusinowski this evening say earlier that he supports the hamlet study and we applaud his courage to speak publicly and say such. We wish our entire Board would have the same convictions and the same courage to express their opinions."

Supervisor Janoski, "Mr. Baker, you very often appear with this type of a statement. This Town Board, this Town Board, has ordered a hamlet study done. It has authorized the Planning Board to do whatever, to hire whoever, to accomplish this. That's done. The Wading River water which you refer to every time you walk to that microphone, is underway. And if you have any way to do it quicker than we're doing it, God bless you and tell us what it is because we need your help. The Wading River boat ramp is not under our control. We are dealing with the State of New York which is obstructed the issuance of a permit which has told us that we can not repair it and God bless you again if you know a better way, tell us tonight what it is. Please tell us. Don't deal in this type of thing. I can talk about (in a vague way) what hasn't been done because I know because I get those calls. You tell me what to do and tomorrow I will carry it out."

Paul Baker, "Ok. The thing you have to begin doing is putting the pipe in place."

Supervisor Janoski, "I understand that."

SUPERVISOR JANOSKI AND PAUL BAKER SPOKE SIMULTANEOUSLY
CAUSING REMARKS TO BE INAUDIBLE.

Supervisor Janoski, "You tell me, Mr. Baker, how to get the permission to put those pipes in place. I know what has to be done. Pipes have got to be put in the ground. Do you know what the process is? Because I don't think you do. Do you understand what..."

Paul Baker, "That's where we have hired engineers and hoped..."

PUBLIC HEARING Continued

Supervisor Janoski, "Absolutely."

SUPERVISOR JANOSKI AND PAUL BAKER CONTINUE TO SPEAK
SIMULTANEOUSLY CREATING AN INAUDIBLE DISCUSSION.

Supervisor Janoski, "....as we can. Mr. Baker, tell me how to speed the process. Don't tell me what has to be done because I know what has to be done. But you get me the approval of the state controller to put those pipes in the ground and to bond the money, and I'll start right away Mr. Baker. And I'm tired of this type of charge."

Paul Baker, "Mr. Janoski, it was word on the Wading River Beach that Sunday afternoon. And you were saying when all this was going to be in place, I asked you. You said to me, Mr. Baker, this will be in place by June 1st. Those were your words sir. Not mine. And I said to you, Mr. Janoski, are you sure? And you said yes. We will have things in place by June 1st. Your comments. We discussed condemning the land and taking it away from L.I.L.C.O. if need be. Would it have been effective or not, it was a strong move against having been dictated to by powers that want to pay ping pong with the Town of Riverhead and the Hamlet of Wading River."

Supervisor Janoski, "....has nothing to do with it."

Paul Baker, "Mr. Janoski, we simply asked you to protect us. We ask you to do your job and go out and seek any possible solution you can seek in that problem."

Supervisor Janoski, "Mr. Baker, you are a very clever individual. I will ask you a question. Tell me what to do to get it done quicker. Don't talk about what has to be done. I understand what has to be done."

Paul Baker, "I don't understand your question."

Supervisor Janoski, "Mr. Baker, you made charges against these five people that are sitting here."

Paul Baker, "I made no charges. I applauded Mr. Prusinowski and I will be the first.... You sit there as our elected officials. We are asking you to take a stand. We are asking you to please..."

SUPERVISOR JANOSKI AND PAUL BAKER SPOKE SIMULTANEOUSLY
CAUSING INAUDIBLE REMARKS.

Paul Baker, "Let me ask you Mr. Janoski, where do you stand on the moratorium and the hamlet study in Wading River?"

Supervisor Janoski, "Honestly Mr. Baker, I want to know, do you own any property which is zoned Business "CR"?"

PUBLIC HEARING Continued

Paul Baker, "Well, I'll tell you this. If I did own any property that was zoned "CR", I would, probably at this point, have legal action initiated against the Town of Riverhead for denying me my legal rights to develop my land after I pay property taxes, commercial taxes for 20 or 30 year (Mr. Janoski) and I would be quite angry. Because the Supreme Court has found that zoning by itself, is not a legal way to deny the people their income. The only exception Mr. Janoski, is when intelligent planning is in progress and it goes hand in hand with zoning and that is all we have been asking you for sir for the last year and a half; is please get us intelligent planning and stop giving band-aids to our deepening wound. Thank you very much."

Supervisor Janoski, "Mr. and Mrs. Bates you confuse me."

Ralph Chamberlain, Wading River, "I'm Vice President of the Wildwood Hills Property Association. We're here tonight because we love Wading River and we think it's a unique place on Long Island. It's over three hundred years old. The rest of the country is getting all excited over being two hundred year old. We're over three hundred years old. Wading River has hills and dales like most of Long Island does not. It has miles of nice beaches. It has hundreds of acres of beautiful farmland. Pick your own strawberries. Pick your own pumpkins and lots of fine homes. What we want to emphasize is that we do not want to become another Rocky Point. We're in a unique area and we want to try to preserve what we can. Even improve upon it. We know that change is inevitable but we want to have some input into that change. One way to look at this is to think what a great job that Townscape has done with the downtown area of Riverhead. They've made some great changes there. But suppose, just try to imagine what Townscape could have done if they could have started from scratch in Riverhead and it wasn't all built up before it started. Well, that's the kind of opportunity we have now in Wading River. There's a lot of open space. And if we got some creative planning and a lot of thinking onto the subject, we think we could avoid being another Rocky Point. Already we have a Chinese take-out, a Pizza Parlor, a Video store, a party favor store. In fact, we have two of most of those already. Before we have ten of each of these, we want some imagination, some creativity and ingenuity applied to the situation. There are beautiful places on Long Island that could be used as models. There are nice places on the North Shore in Nassau County. There's Stony Brook that has a beautiful downtown area. Easthampton. Let's do some thinking. Why can't we make Wading River more like them? Some kind of creative things that might be thought about is how about a large artificial lake with swans and ducks with shops around it that would echo the older section of town. How about moving an old windmill there as a focus or taking one of our old one-room schoolhouses and moving it there and revitalizing it as a center of attraction. How about capitalizing on some of the surrounding acres. The farmers who have sold their development rights which would be forever farmland. How about the surrounding acres. Something beautiful could be done there with shops facing open farmland. How about converting some of

PUBLIC HEARING ContinuedRalph Chamberlain, Continued

our old dilapidated barns in the area to antique malls. How about developing Wading River as an antique center for Long Island. These are the kind of questions that we would like considered. These kind of things do not, they're not against development or against merchants. In fact, it would attract people to the area and that would help the merchants. We want to know how the beach is going to be used in the future and traffic is going to be handled. We want a detailed hamlet study done by creative planners and some imaginative firm which would make recommendations which would capture the charm of the area and not destroy it before it's too late."

Supervisor Janoski, "Mr. Chamberlain, before you go."

Councilman Prusinowski, "I called Dr. Koppelman today and I have a concrete proposal for all the Wading River Associations here tonight. We are going to get the ten million dollars more for the farm program and we're going to be paying the highest price in the history of the program for this property. The Suffolk County Legislature, I was told today by the Dr., he has committed to pay the price that's necessary to get more land in the program. So what I would urge the people of Wading River, is that you have some key property that is right now in active agriculture production and you should take to these property owners, or the farmers or in some case, owners that who are not farmers but own the land, to participate in the farm program because we will have the money eminently. It's (I believe) going to be in the next budget. So it will be in the first of the year. And it's a variable. The program works. I know there is a large parcel in Wading River now which the family is participating in the program right now. And if you want to make a lot of those things come true, there is a mechanism in place right now. All you have to do is call me at Town Hall, deliver the survey and a letter saying we want to be in the farm program and we can take more acreage and preserve it that way which will directly effect that. You know, the thing is you've got to get the word out and you've got to talk to these farmers because I think what you have to understand is what you want effects people that own most of that open space. And I think you should really meet with them and talk to them about it. Ask the farmer why don't you go into this farm program because it's easy to say that and I agree with a lot of things you said because I want Riverhead to be the same way too. But 90% of what you're saying effects maybe 15 people that own 90% of that land. And we have ten million dollars now but it's coming right around the corner. Riverhead is the largest participant of this program and see if some of these farmers or property owners will come forward to get this open space preserved. And I think the association should schedule a meeting with the Farm Bureau and the property owners and talk about it and see what is. That's a mechanism now. Forget the zoning laws because we're going to be actively advertising to get more property in this program. Let's see what they. I would be interested to hear what they're going to say too. Because right now, some of them are eminently going to be developed and that was the purpose of the farm program to preserve that. The idea

PUBLIC HEARING ContinuedCouncilman Prusinowski, Continued

that you can take the ball and run with it and say; hey. Maybe we can do what we have to do to help get some of this property in the program."

Ralph Chamberlain, "That seems like a really excellent suggestion but I still think we do need planning and a hamlet study as well."

Supervisor Janoski, "Are you aware that this Town Board has directed for the hamlet study to be done?"

Ralph Chamberlain, "I was here when you did but I haven't heard anything about it or any hearings or who is in charge or anything."

Supervisor Janoski, "The Planning Board is in charge as it should be. I would think that the Planning Board should do planning for the Town of Riverhead. Now, I get myself into trouble an awful lot but I'm going to do it again right now. Do you know what is used as a chemical agent on strawberries? Probably not. Do you know that it is that agent which has caused the carcinogen in the groundwater that Mr. Baker... Mr. Baker, you may think this is funny and I'm sure you do because you like to play. You like to play but we are trying. Ok, fine. Mr. Baker, that shows the level you operate on. But I have to deal with real problems."

Councilman Pike, "Mr. Supervisor."

Supervisor Janoski, "I've had enough of his s---. That agent which is used on strawberries has caused the carcinogen to be in the groundwater in the Parker Road area which is why we are trying to bring public water to the area. So that I just wanted to point that out; that that agent which is used. Yes sir."

Councilman Pike, "One of the things that I thought should be in the record or at least people should be aware of is that we have a recommendation from the Planning Board here concerning the Wading River hamlet and the hamlet study and a possibility. I'd like to read a couple things of it and inquire, if possible if a member of the Planning Board is here. Whereas, it is the opinion of this Board that the newly created Business "CR" zoning in the Hamlet of Wading River should be given an opportunity to show its effect on such hamlet. Whereas, as a review process undertaken by the Planning Board, seeks to address those hamlet areas omitted from the proposed preservation of farmland program. I'm curious if Mr. Larsen would oblige us to explain the Planning Board's opinion on this in a little more detail because they advise against a moratorium."

Supervisor Janoski, "I don't see Mr. Larsen. Oh. In the front row. Mr. Larsen."

PUBLIC HEARING Continued

Richard Larsen, Planning Board, "I'll try to speak only from my point of view. I, obviously, can't speak for the whole Board. And in some sense, I don't think I can really answer your question. In fact, I'll try not to answer your particular question but make a couple of general statements about what is going on in the town so that people in Wading River as well as the rest of the people in the town, will recognize the serious problems that are address (really addressed) by both the Town Board and the Planning Board. For a good many years, the Planning Board has been operating without a staff. And it has not had the opportunity or the ability to generate studies in of itself. This has been a serious drawback in the ability of the Planning Board to be able to have an ongoing study. There has been has been a move by the Town Board to create a Planning Board staff which we believe would be in the best interest of the town. At the present time, because of the study done by H2M on farm preservation and the generic impact statement of that particular study that's to be done and the absence of that study addressing the hamlets, it has been the opinion of the Planning Board; that as we get the impact statement on the study done by H2M for farm preservation it will clearly show us the direction that we need to go. So that we don't sit around with moratoriums. And in some sense, taking away the right of people to develop their property that they have been paying taxes for a long period of time. It is the Planning Board's opinion that moratoriums are not necessarily the best vehicle for planning. But what it should be, is a stead, ongoing process. And it's in the absence of that process in the past, that has created some of the problems. So it's been the opinion of the Planning Board that every mechanism that we use to allow us to have a continuous planning process would be in the best interest of the town. Not to negate the ability of property owners to develop their property according to what is the current zoning, but also give us an opportunity to pass on further legislation. And so, as we know the moratorium on major subdivisions which was enacted by the Town Board which was done without any consulting with the town Planning Board, has (of course) created some problems. We do hope at this time, the Town Board recognizes the position of the Planning. Not necessarily as the only position that the Town Board should take, it certainly should take it under deep consideration. I'm not in the position to explain that resolution. I think the Chairman might be better off to do it. Although all the other members of the Planning Board, at some other joint session. Clearly, the Town Board has been meeting with the Planning Board on a more regular basis and I would hope that you would continue to do that. The Planning Board has now, initiated a current process of meeting now every Thursday. So that on the first and third Thursday of the month, we will basically be looking at filed subdivisions and the general business of the Planning Board. And on the second and fourth Thursday, we'll be addressing most of the questions which have to do with the long term planning of the town. And what I would really suggest, is that the civic associations and associating people and organizations, feel free to come to those meetings, listen to what's going on and submit (in some sense) in writing their general proposals. Ob-

PUBLIC HEARING ContinuedRICHARD LARSEN, Continued

viously, they need to be digested and it is not a Board of rhetoric. It is a Board of progress and that is where I think we'd like to be."

Councilman Pike, "If I may follow up on trying to understand very clearly what the review process undertaking by the Planning Board which seeks to address the hamlet area is. Is it in fact, just limited to waiting for an impact statement on the farm program which clearly does not make any recommendations for the "CR" area or any of the neighbor hamlet areas. In fact, it excludes the entire school district. Nor is there any independent planning study being made and initiated by the Planning Board."

Richard Larsen, "Yes. I think the answer to that question is basically yes. That the Planning Board is in fact looking into the possibilities of, and beginning to engage, other people into doing further studies. As you know, the rise of reference by this Board and the Supervisor to allow the Planning Board to create a staff and to expend, in some levels, monies in excess or equal two hundred thousand dollars to begin to initiate those kinds of studies. This is not the sort of thing just happens the day you turn the key. It takes time to first evaluate what the studies are, seek out the consultants that might be appropriate. This is a time consuming process. We are not, in some sense, full-time employees of the Town of Riverhead. But we do have, in fact, a working staff at the present time. Rick Hanley, Brenda Filmanski. We do have the consulting engineers and a planner working for the Town Board at the present time and also an architect. So the Planning Board is now vigorously moving to begin to understand the processes that we would need to do. I must say, I apologize in some sense that we are years behind in creating this particular activity but we are trying to catch up as quickly as we can. We don't necessarily want to shoot ourselves in the foot by initiating (in fact) the wrong plans or the wrong kinds of studies. And so we need now, to take a little bit of time to understand how those studies should be done. So I would like that the Town Board recognize that the Planning Board needs a little time to address these questions. But at the same time, we're interested in hearing from all of the community as to what their concerns are."

Councilman Pike, "I want to make sure I'm understanding this precisely. That the Planning Board does intend to hire outside consultants for the hamlet study of the Wading River area or not?"

Richard Larsen, "That's correct. That is the plan. That may not be the only study we will initiate. You missed my point. I said the answer to your question is a basic yes but I could not give you specific details in that, now we believe in some reasonable amount of finances that the Planning Board will be able to at least understand what the studies are. One of the standard ones on the first part of the shopping list was in fact, to request that the Suffolk County Planning Commission and their staff

PUBLIC HEARING ContinuedRICHARD LARSEN, Continued

look at what would be cluster zoning in the areas next to the County Farm Preservation land so that we would understand what would be the best developments of those areas. These kinds of things are being worked on now on a daily basis."

Councilman Pike, "You did vote for the resolution recommending that we do not impose this moratorium?"

Richard Larsen, "Yes. I think all of the members of the Board voted not to recommend a moratorium but that in fact, the Board be empowered to in fact, start to initiate a hamlet study. Basically, because we don't believe it's appropriate to disenfranchise the people who have been paying taxes on that land for a long period of time, who bought it to be able to develop it in a reasonable fashion because hindsight, do not know what that hamlet study is going to say. So we're not in favor of moratoriums says the members of the Planning Board."

Councilman Pike, "If I may continue. Here's my concern and I hope you'll convey this back to the Planning Board. We have now, pending, filed applications. Many of these are in this kind of draft sketch plan for the entire southwest corner of the crossroads of Wading River. In fact, if we do not approve the moratorium, that area will develop under the new 17% but no other improvements in CR. That is for all practical purposes, the future village of Wading River."

Richard Larsen, "Do you realize Mr. Pike, the Planning would not have knowledge of what you just told us because we do not see site plan reviews at this time. That they're only in the hands on a special permit in front of the Town Board and the Town Planning Board does not have that kind of knowledge in front of us."

Councilman Pike, "That's why I'm so happy you're here and that we're opening up this line of communication. And if I can continue, the fact is that the way "CR" works now is not only do you not cause any inter-relation...."

TAPE ENDED

Councilman Pike, "....around every individual parcel. So no matter how beautifully an individual parcel might be developed along the Wading River strip, it has no necessary corollation with traffic flow or patterns of pedestrian traffic or safety or fire access or ambulance access or coordinated pedestrian centers or anything in the like. It just isn't really feasible to require that on a multi-lot basis under the current "CR". And if we don't impose the moratorium now and give ourselves the time, whatever reasonable time that is to do that, then you have basically now have decided to lose that potential, to design the village of Wading River on a coordinated multi-lot basis. The fact is, that when you see Wading River, you don't see the property lines except when you develop under "CR". And I hope that this

PUBLIC HEARING ContinuedCOUNCILMAN PIKE, Continued

Board at least, will consider quite strongly that enormous potential which I think we will lose if we don't impose this moratorium. And I hope the Planning Board will reconsider its position and two; take every, every expeditious step they can to initiate the process of hiring the kind of expertise it does to design the beautiful kind of village that these people obviously, want to build in."

Councilman Boschetti, "Dick, I have a question."

Richard Larsen, "I don't think that Mr. Pike's statements needed a comment on them. I mean, certainly, nobody would disagree with anything he said. In the absence of, if one could remember, there was a resolution sent by the Town Board to the Planning Board. It had none of that information in the resolution. It just asked us if we thought a moratorium would be appropriate in the hamlet. Even the fact of the matter, the level of which that communications came, the answer was no."

Councilman Boschetti, "Ok. That was the essence of my question. I appreciate that you can't speak for all the members of the Planning Board. However, from your point of view, was the fact that planning up until now has been sporadic and uneven at best, considered prior to the decision not to support a moratorium for this area."

Richard Larsen, "No. I wouldn't say that. I would say that the planning of the Town Planning Board has never been sporadic."

Councilman Boschetti, "I'm not referring to the Planning Board specifically here. I'm talking about planning in general."

Richard Larsen, "Because we do not handle special permits. And so, if the special permit process has been sporadic, that is not our jurisdiction and it never has been. So I think that the Town Board is in the best position to understand."

Councilman Boschetti, "I'm not criticizing."

Richard Larsen, "I know that."

Councilman Boschetti, "The process or lack of process of planning up until now, we're trying to correct that. What I'm asking is; was that considered during the deliberation of this resolution which did not support a moratorium? Was that part of the consideration that maybe we need a moratorium four more times since planning has not been an ongoing process as you described it."

Richard Larsen, "No. I think you just have to read the way the Town Planning Board wrote its resolution. And that in a sense, I believe, says the intent of how the Planning Board felt that that moratorium would be handled as it was communicated from the Town Board."

PUBLIC HEARING Continued

Councilman Boschetti, "It was not considered then. Since it was not in the resolution of refferal, it was not considered."

Richard Larsen, "Well, we consider only what's in the referral. That's correct. We try not to step over our boundaries or normal responsibilities. And that is to do what the Town Board asks us to do. But you could not see further beyond that although we have often tried to but we have to be a little careful." At this time, I think, Mr. Supervisor, if anybody from the audience would like to ask any specific questions as to what the Planning Board's position are or at least what mine are on these issues, I'd be happy (at least) to make myself available to any questions."

Supervisor Janoski, "Well, let me just remind everyone that this is a hearing on the proposal for a consideration of the idea of a placement of a moratorium in the Business CR zone in Wading River. The purpose of this hearing for the individuals present here to express their position for or against and to explain why they have that position. But since it has been raised, the question of the inter-relationship of development in the "CR" zone of Wading River, that an individual been engaged to consider the parcels properly and to suggest ideas as to how develop of those areas can be inter-related. Sometimes I may shock everybody, but we do think of these things and that individual has been charged already weeks ago with looking at the entirety of Wading River, each parcel of property and coming up with ideas so that the development can be inter-related and that the development of those pieces of property can make sense. As a matter of fact, one of the things we have found with the Planning Board's putting a right-of-way, in some instances, interferes with the intelligent inter-relationship of those parcels of property. So that was already underway and is being undertaken by a professional designer as one of the aspects of the planning which is going into the Wading River. That has nothing to do with the hearing. But since it was raised by Mr. Pike, it is being done. There is an individual behind you and someone in the back wishes to be heard, but let's recognize you first."

Florence Guyer, Wading River, "I just want to know if Mr. Larsen is in real estate."

SEVERAL MEMBERS OF THE AUDIENCE SPOKE WITHOUT BEING RECOGNIZED CAUSING AN EXCHANGE OF REMARKS UNABLE TO DECIPHER FOR THE RECORD.

Supervisor Janoski, "Would you please step to the microphone, identify yourself."

Florence Guyer, "I'm a member of the Wildwood Hills Property Association. I was just concerned with your credentials. I know there is a Richard Larsen in Wading River who is in Real Estate. So that was my question."

PUBLIC HEARING Continued

Richard Larsen, "I have been... No I'm not in dirt. I'm not in real estate. I work at Brookhaven National Laboratory. I've been there for 32 years. I've lived in the Town of Riverhead since 1960. I have been an active member of this Planning Board for, this is my eleventh year. I first served in 1972. I did 5 years as a term. I was out for 5 years. I'm now serving my second term. This is my sixth year and as currently, I have been a member of the Fire Commissioners in the Fire Department in the Town of Wading River. I have been a member of the Creek Road Beach Club for a long time. I am intermittantly involved in many of the aspects of the Town of Riverhead. I am unfortunatly, not the Richard Larsen who is the builder who is doing extremely well. He's a very nice fellow. He and his brothers were excavaters for a long time in Rocky Point and then moved into Wading River. We often get our mail. I often get phone calls. I often say that people will come and do whatever they want done because it's not my responsibility. But thank you very much. Unfortunately, I am not the rich Richard Larsen. I'm just the resident of the town."

Irene Pendzick, "Thank you Mr. Larsen. If I didn't know better, I'd say you were running with something."

Richard Larsen, "My life in general. I'm not running for anything. But what I really do have, is a very very deep commitment to this town. My father was in politics in the Town of Brookhaven for many many years. I've lived on Long Island since 1935. It is a deep concern to me that this community does not become Brookhaven. I lived on Long Island when it was 110 thousand people. It's now 1.6 million. I moved into the Town of Riverhead when it was 7 thousand. It is now something like 24 thousand people in this town. There was 30 thousand in Brookhaven and there's now almost 400 thousand. I have the same concerns, commitments and desire to have this town, not necessarily stay the way it is, but to grow productively and responsibility."

Supervisor Janoski, "Now Sid."

Jane Alcorn, Wading River, "I'm vice president of the Century Farms Civic Association in Wading River and I have a little thing, but it basically echos what the other civic association representatives have said to you before. But I have a few other comments that I'd like to make because I was listening to what was going on with our Planning Board member and he mentioned that in the absence of a planning process in the past, we've had mistakes. And that was something that we all recognize. And it seems to me that when you had mistakes, that you stop and re-evaluate and then correct those mistakes before you move. And in order to prevent mistakes, you also have to do some evaluating. And to me, the hamlet study which we have discussed, for Wading River and which you have assured us will go forward, is a means to that end. And I think in addition, he said the plans were to be digested. And it seems to me, that you can't allow development to continue if you are digesting the plans and preparing the kind of planning that we need for a town or little hamlet like Wading River. So to me, that moratorium is essential to that planning process. And I'll

PUBLIC HEARING ContinuedJANE ALCORN, Continued

read you what I brought but I also have a few other questions and comments. The Century Farms Civic Association supports the proposal for a moratorium on CR zoning in the hamlet of Wading River, with one qualification. We want this moratorium to allow for a hamlet study of Wading River. You are aware (and you know you are) of the concerns of many of the residents of Wading River that our community is being developed piecemeal, without any cohesive plan. We shudder to think that Wading River could become another Rocky Point, or Selden. We hear our neighbors complaining about their dislike of empty stores because the community cannot support much more business at its current population, and we abhor the thought of more empty shopping centers. Our small village is beginning to lose its pleasant character and take on a different atmosphere. We don't oppose progress or all development of our community, but we strongly believe that proper planning can provide the kind of development that would allow Wading River to retain its character and small town appearance. We believe a hamlet study is a means to that end. In addition to your approval of this moratorium on business CR in Wading River, we would also like to see some concrete action on a hamlet study for Wading River. And I realize you said we have a hamlet study in place. But one of the questions I have, you say; someone has been charged with it. We'd like to know who. We'd also like to know how the Wading River Civic Association and residents will have an opportunity to have some kind of input into this. Because if this person was charged a month ago as you say, then why haven't we had any of that kind input? Why haven't we been notified or told who this person is so that we can give some kind of contacting and address the concerns that we have? In addition, there was a comment about what is that CR zoning continuing to see what kind of effect it has. Well there are two CR zoned buildings or business centers in place in Wading River. The first one is a doctor's office or complex which is still not fully occupied. And the second one is the one that we all look at and say that can't be CR which contains the second video store in Wading River, the third pizza parlor, the third beauty parlor, an Italian store which is not doing very well because nobody can see it from where it's located and a lot of empty buildings and to me, it just destroys the character of the town that I have grown to love for eight years now and I came from Shoreham to live in Wading River because it is the place I always wanted to live in. So I just think that we'd like to know some of the answers to these questions. In addition, we've asked for this hamlet study for a long time now. It's been going on for a couple of months. I know that a land use study was begun which is the first step. I also think that this Planning Department that we have in Wading River has a heck of a lot of work in Riverhead, has a heck of a lot of work to do. They're dealing with Jamesport, they're dealing with Riverhead. Now they've had Wading River dumped on their hands and that's an a lot from them to do. An outside planner, someone who can bring in ideas that are maybe more creative or may not be more creative but just different ideas that help to stir the pot a little and get this creative juices going and would be really helpful to the Planning Department. I think all those things are necessary. When we say we're

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PUBLIC HEARING Continued

JANE ALCORN, Continued

years behind time in planning, we'll give it a few more months and let's do it right."

Supervisor Janoski, "Certainly no one could disagree with what you have said here in a very nice presentation. I would like to remind you and everyone here, that prior to "CR" which obviously, the action the Town Board took means that the Town Board recognized that that area would come under development pressure. Now what existed there prior to "CR" is the Business "B", Business "C" which is uncontrolled commercial high intensity development. So, the intention of the Town Board is obvious. That we're concerned about the area. So we took this initial step in calling a moratorium on that corridor, doing a study and rezoning the entire area Business "CR". At the same time, our experience with "CR" has led us to the belief that certain refinements were necessary which one took place tonight and that a whole revision is already before the Planning Board. And I believe, I can't speak for the other members of the Board, that these will in fact make "CR" work better. And one of the points that you raise, is a misconception. And that is that the Town Board can say there can only be two pizza places in Wading River. You said this."

Jane Alcorn, "No. I said that's how many there are. I'm not saying that....."

Supervisor Janoski, "If five people want to open up a pizza business in Wading River, that's their right. Whether they make it or not, is not up to us to determine. And this town government can not control that aspect of business development."

Jane Alcorn, "I think we all realize that. But I think that one of the things that we also recognize is that we are a small town and we will grow. There's no question about that. But I think that while we appreciate you recognize and we recognize that "CR" is probably (and we believe) it's a step better than just the plain commercial development along that strip. We believe that Wading River as a whole, could develop into a terrible place if we're not very careful and we have a unique opportunity and we appreciate the efforts you've made and we would like to see increased effort or more. Not that we're degrading anything you've done but we believe that there can be more done."

Supervisor Janoski, "You know Sid Bail and I talk on many occasions. And one of the analogies that I presented was that on my wall is an A-6 which is a Grumman aircraft. And the question I asked was; well Sid, why didn't the Wright brothers invent the A-6? And the answer is obvious. That it was a process of development and that's what this Board is about and that's what we're doing. And we want to get to that A-6. As a matter of fact, we want to get beyond that and we have taken steps."

Jane Alcorn, "Those are all wonderful. But we would like to have some input into it."

PUBLIC HEARING Continued

Councilman Prusinowski, "Ok. First of all, you're going to get all the input.. And as legislative, I'm going to tell you right now. We've authorized up to 200 thousand dollars to get these studies done. I just told the Supervisor; let's get going, let's stop the debate. I don't want to hear any more of this. As a Town Councilman, I've been hearing for weeks and weeks about this. I've already voted once to spend up to 200 thousand dollars. Now, I'm going to tell you something. It has far reaching impact on the Town budget. I think we should end the debate and go on to a vote on this thing because we've heard all this. And I'll tell you, we all know what we're going to do already. I don't want to be cutting you short. I will say one thing in our defense. In 1978 or '76, nobody wanted to live in Riverhead, nobody wanted to move into this town and we had other problems facing Riverhead. And the fact is that we brought Riverhead. Maybe some of you people don't realize that. But I remember the time in the '60's and '70's when property values were going through the roof, through the bottom, not through the roof. People we're going bankrupt. Farmers. Nobody wanted to move into town. People were moving out of town. We had to turn that around. We've turned that around. Part of that is the growth, requires different type of planning that we had in the late '70's and early '80's. So the Master Plan that was put into place 20 years ago wasn't all that bad. And really we had different problems back in those times. And maybe some of you weren't here to understand that when you had 90% of the town in agriculture and things were really bad around here. So times change. Let's work together and just get it down. I think we should move on to a vote."

Jane Alcorn, "Can I just have my question answered about who the person is charged with this study."

Supervisor Janoski, "As far as the inter-relationship, Marty Sendlewski the architect we heard from. I've asked him to look at all these number of lots and to develop an inter-relationship between them. Now, one of the things that have come up and Mr. Baker has mentioned it, is that Vic Prusinowski has taken a position and he's entitled to that. The purpose of this public hearing is to give you the opportunity to tell us what you think about this proposal. We are not supposed to have a position at this point. Mr. Baker, at this point in time until this public hearing is concluded, until we review the testimony, the evidence."

Councilman Pike, "This is not a trial."

Supervisor Janoski, "You know fellows, you are.... The purpose of this hearing is to give us input so that we can base our decision upon that."

Councilman Pike, "But the idea that we shouldn't have opinions on this or something..."

Supervisor Janoski, "We are not supposed to express our opinion at this time."

PUBLIC HEARING Continued

Councilman Prusinowski, "Well, I, for one have heard plenty of input on this thing. I've heard all the testimony presented. I'm ready to vote on this thing."

Councilman Pike, "I suggest we continue the hearing."

Supervisor Janoski, "Fine. But what I'm saying is; the purpose of this that someone may have a different opinion. Yes sir."

Bill Talmage, "I am a farmer. And I am, in fact, in real estate and I better say that right away. But I'm a fifth generation farmer living in Riverhead and actively farming. When we're talking about moratoriums, I've got to get up and talk about it from a farmer's point of view. I don't know if all these civic associations realize that if the farmers go and pull up the gang plank organizations. A farmer, by nature of his occupation, has to have a lot of his own personal equity tied up in his land. Nothing else. He can't have as many CD's and pension funds and everything else that other people do because everybody's only got so much money and he has to have the land to farm or nothing else. So consequently, the land ends up being his IRA, his pension fund, anything else that he has, his children's college education, their future is all tied up in the land. So what you're talking about when you talk about moratoriums is you're talking about freezing somebody's pension fund or freezing their IRA. When you're talking about upzoning as a way of keeping your beautiful view, you're talking about taking money out of somebody's pension fund, out of their IRA. Now, what happens is any farmer who is a responsible businessman or (more importantly) family member and concerned about his children's future and their education and everything else, right now has gotten his finger on an activate button. He's got to deal, at least research, a little bit. And moratoriums scare him, talk of upzoning scare him. A lot of these floater subdivisions that you've got on your desk right now are because people are nervous. When you're sitting there going; is my son going to be able to inherit this land someday. Is two years from now, going to be worth half of what it's worth now because of the zoning. Can I afford to wait and you get very nervous. So you have to be careful that you don't cause the very thing that you're trying to prevent. I hate the way Rocky Point looks. I applaud the Town Board for the work that they're doing. And I think we certainly should help. But if you have a problem with communication between the Board and the Planning Board, that if you go around slapping moratoriums all over the place on the farmers, what about the farmer who is in trouble and has to retire this year or the farmer who doesn't have enough money to come up with planting money. If you don't have enough money to finance your crop through the whole season, you're better off if you don't even start. And now is when the banks look at your equity and say how much. If you have a house that's worth 100 thousand dollars and you owe 50 thousand dollars mortgage on it, the bank is happy. But all of a sudden that house becomes worth 25 thousand dollars, the bank says; hey, this 50 thousand dollar mortgage is going to have to be called. And with an upzoning and things like that and moratoriums, suddenly you don't have that equity. And I'm just cautioning this

PUBLIC HEARING ContinuedBILL TALMAGE, Continued

and I just wanted to put a word of caution in. You said about the A-6. You brought that up. If there was a moratorium placed on flying until the A-6 was figured out, where would we be? You can't do it. You've got to think about the ramifications of it further down the road. And the farmers are not all rich landowners from New York City and they don't have a million dollars in some other investment portfolio some where else. The land is what they own and you have to be careful you don't scare them too much. When you do get haphazard development, you do get fast sales and you don't get planned communities. That's all I want to say."

Supervisor Janoski, "Thank you. Sid."

Sid Bail, Wading River, "This is a chance since I guess Mr. Larsen is here. I met Mr. Larsen in February. He was nice enough to come to one of the Wading River Civic Association's meeting. The only concern, like you're not crazy about moratoriums and the Planning Board. We're not too crazy about it either. We are concerned and we've been trying to communicate our concern. A couple of people have asked me; what is the protection that we have that between now and come unspecified time in the future, after the general town moratoriums run off in November, that we're going to see a whole crop of signs advertising 37 stores, spring 1988, etc. And unless we had a feeling that we had this kind of perception. Developers do have rights. And we thought that a hamlet study if it was done in a timely fashion, it would be fair to developers as well as the community and that's the point we've been trying to get across."

Supervisor Janoski, "Since he seems to be asking you, I guess you better."

Richard Larsen, "Well, I'd like to answer...." I think that the question really came to the Planning Board from the request of the Town Board asking us if we thought a moratorium was appropriate. And now, just to help a little bit in the qualifications, as I say, I am the only member of the Town Planning Board who worked on the 1973 plan. And so, I (in fact) understand how that plan was started, the research and time it took to go through it to get that plan and it was the only plan the town had far and before the Town of Brookhaven could put together a plan which they're still working on. And as Vic said, it's again '73 and in '87 there's still a large part of that plan which is still in good shape. The people who live on the Warner Farm today, don't know what that farm looked like when I lived in Wading River. Bill Bates knows what it looked like and we knew you could have beans and they could go into those potatoes that were growing on that land and then come back and make honey on your property. The point is, that the people who live in Century Farms, the reason that is absolutely one of the premiere places is because people like myself and Jessie Tomlinson and other people have been members of this Planning Board and we have worked very hard, and years ago, to make sure that the hamlet of Wading River was going to grow according to the zoning laws that we appropriated at the time and still are applicable. And what I'd like to point out to

PUBLIC HEARING ContinuedRICHARD LARSEN, Continued

most of the people in this room is that the reason this town looks like it does today, is because people like us have been concerned. One of the things that happens with moratoriums, and one of the things that happens when you don't have a continuous growth, the comprehensive plan, is that the speculators sit around waiting for the fear to take over. And as Mr. Talmage correctly said, that one of the problems is you begin to threaten moratoriums. Much of this has happened to Brookhaven. You only speed up the applications. Because if a farmer is sitting around looking at a piece of property which has a certain worth and he's counting on that over a reasonable long period of time and it's been in a state of growth, he feels that his IRA is working."

Supervisor Janoski, "I'm sorry. Why don't you relax your hand. I'm not going to recognize you until everyone else who wants to address this Board has been recognized and then we will go back to you because that's the way it works."

Richard Larsen, "And so one of the things came from the Planning Board was that really as an operating Board in the town, does not believe that moratoriums are in the best interest of a Planning Board. And so the recommendation comes from the Planning Board's point of view that comprehensive studies and growth of the town is what needs to be done on an ongoing basis. And our recommendation has been to the Town Board requesting staff, funds so that we can do that sort of business. And that is the purpose of our review it. If it's in the judgment of the Town Board, that in fact we can't impliment those studies, or in fact the protection is not there, they're certainly in the position to make moratoriums. But it's not in the best interest of the Planning Board to be on record saying that they way we are going to plan is that we're just going to put one more moratorium after another. Because it could be on the next issue or the next issue and I don't know what those issues are. I want to be studying them on a regular basis."

Supervisor Janoski, "Thank you. Paul, we are in a public hearing."

Paul Baker, "Mr. Larsen took the stand a second time...."

MR. BAKER SPEAKING UNRECOGNIZED FROM THE AUDIENCE.

Supervisor Janoski, "Paul, let me just put it this way. We're in a public hearing. If we can complete this public hearing, we can have a nice wide open discussion."

Paul Baker, "You're only allowing Mr. Larsen to stand there and make a comment about the Master Plan of 1973 and then deny me my question of Mr. Larsen concerning that same Master Plan."

PUBLIC HEARING Continued

Supervisor Janoski, "Mr. Baker, you want to ask a question, you go right ahead."

Paul Baker, "Ok. Thank you. Mr. Larsen, in the 1973..."

Supervisor Janoski, "Mr. Baker, would you stand up to the microphone, identify yourself."

Paul Baker, "Thank you for this opportunity Mr. Janoski."

Supervisor Janoski, "I want to tell you something Mr. Baker that this is not the time to ask questions. It is a time to give testimony, but what the h---."

Paul Baker, "Thank you. Mr. Larsen, in 1973 when the Riverhead Master Plan was put in place, was Wading River (at that time) identified (sir) as a hamlet in the 1973 Master Plan?"

Richard Larsen, "I don't believe so."

Paul Baker, "It was not. Thank you. Was the 1973 Master Plan comprehensively adopted by the Riverhead Town Board, sir?"

Richard Larsen, "I think you should ask the Town Board that question."

Paul Baker, "Well, you made reference to it. You said it was a plan put in place. I think it was a plan researched but I am asking you whether it was ever legislatively enacted by the Riverhead Town Board."

Supervisor Janoski, "Mr. Baker, I would say first of all, that your questions have no bearing on this hearing."

Paul Baker, "They have every bearing sir. He's talking about the Wading River community not needing protection because it's superceded by the 1973 Master Plan. We are not protected by the 1973 Master Plan."

Supervisor Janoski, "The implementation of the moratorium in the Business "CR" zone in Wading River, and that, is the subject of this hearing. That being the case and without objection, I declare this hearing closed."

8:05 PUBLIC HEARING CLOSED AT 9:47

Supervisor Janoski, "Now, if anybody wants to have a discussion about planning, let's have it."

UNIDENTIFIED SPEAKER UNRECOGNIZED, SPEAKING FROM AUDIENCE

Unidentified Speaker, "Mr. Supervisor, I suggest that people who want to have some discussion on that, do it at the Planning Board sessions because I think that would be appropriate and all the members of the Planning Board who are in attendance are certainly willing to listen to and receive all of the comments

PERSONAL APPEARANCES ContinuedUNIDENTIFIED SPEAKER, Continued

and concerns. And if it has to do with those aspects of the planning of the town, certainly I think it would be appropriate to have them meet then. But if you people want to hear more...."

Supervisor Janoski, "The Planning Board is meeting on a weekly basis of Thursday every first and third. And if I recall, for regular business, the second and fourth are to consider the planning that is an ongoing process at this time."

Councilman Pike, "They don't meet here on the second and fourth? They meet in the green room or something."

Supervisor Janoski, "Where ever space is available. But they are in the Town Hall building. And I would very generally post a sign as to where they are. But they are considering a number of issues which have been referred to them such as minor revisions to the Town Code which are needed to be addressed. This is an ongoing process. And quite honestly, I think they should be commended for the extra effort that they're making. I apologize that we can't do it yesterday and get everything and wave a magic wand but the work is being done. Sherry. After Sherry."

Sherry Johnson, Manorville, "This is an open discussion about any planning issues?"

Supervisor Janoski, "Anything you want to talk about."

Sherry Johnson, "I just want to clarify. For some time now, I have been asking for planning in the southwest quadrant. Our moratorium is due to expire in a few weeks. What progress has been made on that?"

Supervisor Janoski, "Are you asking me?"

Sherry Johnson, "Anybody."

Supervisor Janoski, "Ok. That's a good question. Are you finished with your question? Thank you Sherry. You can sit down now."

Sherry Johnson, "I would like some discussion."

Supervisor Janoski, "In a minute Sherry. Are you finished addressing the Board?"

Sherry Johnson, "It depends on your answer."

Councilman Pike, "I think you better keep talking Sherry. I don't expect much of an answer."

PERSONAL APPEARANCES Continued

Sherry Johnson, "Well, I was in, we've asked. I'm prepared to continue because we asked for our study be rezoned."

Supervisor Janoski, "Sherry, the Town Board enacted a moratorium. You correctly referred to that. Work is being done in the southwest quadrant. I happen to know that some things have been completed. As far as to an actual report of what stands today, I don't know but maybe we ought to give somebody a chance to answer that question if you are finished addressing the Board."

Sherry Johnson, "Alright. Well then... I'm not finished yet. Then I'll continue while I have the opportunity. Since it is very unlikely that new plans, new zone changes can be implemented before the moratorium expires because we have to hold public hearings on those changes etc. I would ask that you, after I am told of the status of our studies, that you extend the moratorium until those studies can be implemented and the upzoning take place or rezoning."

Supervisor Janoski, "This Town Board has extended moratoriums whenever the work had not been completed. So there is precedent for us doing that. Because we do like to complete the job, we initiated the project. The Planning Board is engaged in this work. A professional staff is engaged in this work. What can I say?"

Councilman Prusinowski, "When does the moratorium expire?"

Sherry Johnson, "July 13th."

Councilman Prusinowski, "So then, before then, we'll have to consider a resolution whether to extend it or not. And our precedent has been in the past, has been to do so when the work hasn't been completed. I saw a plan for the southwest quadrant. And in addition to that, I know that the County is very interested in buying most of the property in the southwest quadrant any how. So there might not be that much land left to rezone after the County does the acquisition and I'm not being glib. Because in speaking to the County officials today, on my farm program, they are scurrying frantically in the Department of Real Estate to buy a lot of that land. The County Executive new proposals go through, they go on work out the legal things that are holding it up, I know that is the Pine Barrens area where they're targeted to buy most of that property any how. And that's really the truth. But on the other hand, we have done it in the past and I'm sure the Town Board will consider that and we'll see what happens."

Councilman Lombardi, "Joe, why don't you ask Mr. Larsen. He's on the County Planning Board."

Councilman Prusinowski, "You're on the County Planning Board."

Councilman Lombardi, "Get up there and make a little statement. You've been sitting so quite."

PERSONAL APPEARANCES Continued

Richard Larsen, "I'm not going to come to too many. I use to bowl on Tuesday. Now I understand why I really like to bowl on Tuesday. Actually, the truth of the matter is, I do represent the Town of Riverhead on the County Planning Commission. And as it was very correctly pointed out, again, another moratorium is in existence which creates serious problems because the Town Planning Board has not had the ability to be able to do anything new on that particular moratorium. That wasn't in fact, our responsibility at the time. But the County has been addressing that in a very serious manner and there has been a significant amount of work being done at that level. And I think that Mr. Prusinowski did in fact say; most of that is going to be on there. I believe that by the 13th of July, a large amount of that information will be made available to the town and I will be there personally because I did not know that that moratorium was expiring. But I will be over with the County to make sure that that information comes to us. So thank you for reminding me. I appreciate it."

Councilman Lombardi, "Thank you Rich."

Supervisor Janoski, "Thank you Rich. There was somebody else who I saw. Yes ma'am."

Betty Brown, Jamesport, "This is a question for Mr. Larsen, if I may."

Supervisor Janoski, "You know, how does it feel being a penguin?"

Richard Larsen, "Sure fine. But remember, I'm only one member of the Board and I'm not God."

Betty Brown, "Yes. You had mentioned that certain days of the month, the Planning Board was meeting and you'd welcome the opportunity of residents who are concerned individuals to come and speak before you or give some input into your planning. I know that the residents of South Jamesport (myself being a resident of Jamesport) has been anxious to hear of when you were going to have these meetings so that we could give some input on the residential nature that we're hoping that you will accept in South Jamesport. Before you have that vote, I hope we will have the opportunity to come by and give you some input or some explanations on the work we did for over a year and a half on the residential "D" zoning that we're so interested in."

Councilman Prusinowski, "Betty, you know we have a public hearing coming up on the next Tuesday on the residential "D" creating the zoning classification."

Betty Brown, "Yes. We just didn't want to miss an opportunity to discuss it with the Planning Board because they are the body that has it right now."

Councilman Prusinowski, "Well, we're having a public hearing on the 30th whether or not to create that zone. So that's a

PERSONAL APPEARANCES ContinuedCOUNCILMAN PRUSINOWSKI, Continued

very important hearing that you should go to. If you're in favor of that zone or against that zone, you should come to that public hearing and express your views."

Betty Brown, "We'll be there. But we wanted to let the Planning Board know how we did arrive at some of those residential placements that we wanted."

Richard Larsen, "Again, I thank you very much for this opportunity. The Chairman is rotoring or motoring in Europe at the present time and I'm only the acting chairman. And the first thing I did was recognize that we're not meeting enough. Everybody else on the Board was very happy when they saw that. And what we have essentially put into place now, is that the regular business of the Planning Board will take place on the first and third Thursday of the month. This has been a normal schedule of times for looking at business for subdivisions, major subdivision, minor, special permits etc. It was the opinion of the Board, that is the five, four members that were present at our last meeting that we should hold, not private meetings but basically public meetings for the purposes of letting the people in the community bring to us their concerns. What we will request when I'm chairing the meeting, that most reports be submitted in writing and that it is not a time for rhetoric. It will be a time for gathering information. We will probably not answer most of the questions because we won't have the answers for which we will be gathering the information. And as you have done in previous times and other hearings, when you submit it in writing and all the Board gets a chance to take it home and digest it. This Board comes with opinions ahead of time because it has had a chance of studying. We normally take them home, look at them for a while and then have a further discussion. So we do appreciate and in fact, encourage all of the community, civic associations, the gang plank organizations as they're called or however that was phrased, to please ask you to come. We need all the help we can get."

Betty Brown, "Ok. Thank you. We will have that opportunity then for South Jamesport. Thank you."

Supervisor Janoski, "Mrs. Bates."

Mrs. Bates, Wading River, "I represent Lou's Automotive Service. I'm his wife. And we were slandered in the paper a few weeks ago but this has nothing... This is another subject. I would like to know, when you change a zone, who compensates us for our business losses when so many things are not allowed to be done anymore. The government has a regulation ruling this that you must account a business person for his losses. I mean, we could go bankrupt if you take everything away like it is proposed with CR zoning. It's not fair."

Supervisor Janoski, "That's why I asked you were confusing me prior to this because you were applauding those who want to take away some little bit of your rights."

PERSONAL APPEARANCES Continued

Mrs. Bates, "It's our bread and butter. You're taking away our rights."

Supervisor Janoski, "I understand that. I'm sorry."

Mrs. Bates, "We were here 26 years. We're just not here overnight."

Supervisor Janoski, "Mr. Town Attorney."

Richard Ehlers, "If you have an existing business, when the Town Board changes a zone, you become an existing non-conforming use. You're allowed to continue your non-conformity as long as you don't intend to abandon it for longer than one year. Now, you're only allowed to continue a legal non-conformity. So if your current business is not being conducted in a manner which complies with the Town Code, those portions of it which do not comply will not be permitted to continue. But those portions which comply, and this is the general rule, those portions which comply with the then existing ordinance, are allowed to continue. The famous example of that is the Riverhead Raceway. There is no such thing as a permitted use for raceway in the town. But under the State law covering zoning, an existing non-conforming use is permitted to continue as long as it's not abandoned for a period of a year."

Mrs. Bates, "Ok. But also, what it all pertains to, is we're just allowed pretty cars. In other words, nothing must look ugly in Wading River. A good mechanic does not have time to paint his building and he is a good mechanic and we work all hours. I worked 23 years pumping gas by his side and now I watch the grandchildren and our son work with him. And this has really hurt us very bad. And we were also promised... Mr. Lombardi, I had a meeting with you and you said to call you. You would give us the boat ramp. And I have been fighting for this since '61 and you can't stop us from riding the beach because the maritime law deeded to us from the King of England, gives us this right to go on beach and we're not allowed to go on the beach now without a creek."

Councilman Lombardi, "Ma'am, I'm not stopping you from the boat ramp. We're trying to get the boat ramp in there. It's the dredging and the State of New York and it's up to.... We will go after the State of New York if we have to and that's what we're trying to do."

Mrs. Bates, "But can we do our own thing?"

Councilman Lombardi, "There's a lot of things we can do but it's up to the D.E.C. We are fighting with the D.E.C. and we are fighting with the State of New York."

Mrs. Bates, "Well what if there's a plant leak. The safest place is the water and we have to get to the water."

Councilman Lombardi, "I agree with you 100%. Get a hold of Ken LaValle. Get a hold of Joe Sawicki like the Town of Riverhead has. We've tried to get them to straighten things out. They don't want to listen. Maybe we ought to go down and dredge out the place."

PERSONAL APPEARANCES Continued

Mrs. Bates, "We were thinking of doing all...."

Councilman Lombardi, "Then we could all go to jail too. But I'm willing to go."

Mrs. Bates, "We're willing to do that."

Supervisor Janoski, "Thank you. Mr. Bates."

Louis Bates, Wading River, "I own Lou's Automotive Service. I'm going to direct this at the Town Board pertaining to the boat ramp in Wading River. Everybody talks about dredging the creek. Why can't it be done naturally? Why can't a dam be built south of the parking lot? When the tide comes in, the gates in the dam would be closed. When the tide goes out, you open the gates and you have a natural dredge to clean out the Wading River Creek and you don't need a bulldozer in there. You don't need a payloader in there and it's done naturally. I don't believe you're going to hurt the environment. So much for the boat ramp. Zoning in Wading River. Everybody talks about building booms in Wading River. I've been there a long time. The first group of stores that went into Wading River other than the Judges Hotel and the little restaurant that is right next to it which is now an insurance agent, was John Stednicki building four stores and a bank. Many years later, Shell put a gas station on the corner of Wading River/Manor Road. Many, many years after that, King-Kullen went into Wading River. Then a good number of years after that, Gull's Meat Market took a potato house and converted it into a butcher store. No new building was put up there. The other house that was there was his residence. The only other thing that went into Wading River was Tuthill's Funeral Parlor that's up on Dogwood Drive and 25A and a bank that's now on the corner. And John Shephard's building; that use to be a liquor store. The new stores are relatively new but that's the only big building boom in Wading River that's happened over 26 years. That's no big building boom. Thank you."

Supervisor Janoski, "Well, if there's nothing else, we will move onto the resolutions."

Paul Baker, "I heard Mr. Prusinowski say earlier that he was ready to vote on the issue before it's dismissed and before we move on to the next order of business. Will the Town Board be voting on that moratorium issue this evening?"

Supervisor Janoski, "That's a good question."

Paul Baker, "Mr. Boschetti, do you believe it should be voted on?"

Councilman Boschetti, "I'm willing to discuss it right now if they want to discuss it."

Paul Baker, "Well, we deferred to Mr. Janoski, we've heard people's testimony and people's opinions."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "No business other than what's on the agenda, can be brought up until we complete what is on the agenda. So at that point, I will be happy to discuss it."

Paul Baker, "It's not part of the hearing that we're involved in at this particular time?"

Supervisor Janoski, "As a matter of fact, it's very, very rare that a subject of a public hearing is voted on the same evening. Usually, what the Town Board is supposed to do is take the input that we have received and use that as part of our deliberation to come to a conclusion. But be that as it may, anything that is not amongst the resolutions on the agenda, can only be considered after we finish with the agenda. Now, I know some people have discussed the idea of having a little discussion after we finish this, and that may be part of what we talk about."

Paul Baker, "Does the Town Councilman have that right at the end of the meeting when business is done, to make that motion to vote on it."

Supervisor Janoski, "When we finish with the resolutions, he can introduce anything he wants to."

Paul Baker, "Great. Thank you very much."

Supervisor Janoski, "So, fellows. Ladies and gentlemen, the Town Board, for a variety of reasons, is going to take a recess at this time until 25 minutes after the hour of 10."

TOWN BOARD MEETING RECESSED AT 10:07

TOWN BOARD MEETING RECONVENED AT 10:27

Supervisor Janoski, "The meeting will return to order. The Town Board has had a lengthy discussion. I am going to call a special meeting of the Town Board for Monday, June the 22nd at 4:00 p.m at which time the Town Board will take up the question of the moratorium on "CR" in Wading River. Should that moratorium be adopted, it will be retroactive to this evening's date. Let us move on with the resolutions."

Councilman Prusinowski, "Mr. Supervisor, due to the lateness of the hour, except for resolution 416, I would like to move resolutions 387 through 415 conclusive."

#387 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: AMENDMENT TO THE RIVERHEAD TOWN CODE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to an amendment to Section 47-4(D) of the Riverhead Town Code.

RESOLUTIONS ContinuedPUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of June, 1987, at 9:00 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 47-4(D) of the Riverhead Town Code as follows:

D. Shellfish may be taken for commercial purposes by a resident or taxpayer over the age of sixteen (16) years upon first applying for and obtaining a commercial permit from the Town Clerk of the Town of Riverhead. The fee for such permit shall be ~~twenty-dollars-(\$20)~~ five dollars (\$5) and shall expire on the 31st day of December in the year of issue. A resident or taxpayer under the age of sixteen (16) years may obtain a commercial permit with parental consent.

*broken line indicates deletion

*underscore indicates addition

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#388 AUTHORIZES ASSESSORS TO ATTEND SEMINAR.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a seminar for assessors is being held at Cornell University, Ithaca, New York, on July 26 through July 31, 1987.

WHEREAS, 2 members of the Riverhead Board of Assessors have expressed a desire to attend seminar.

NOW, THEREFORE, BE IT

RESOLVED, that Joseph F. Loughlin and Leroy E. Barnes, Jr. be and are hereby authorized to attend said seminar, and

BE IT FURTHER RESOLVED, that their use of the Town vehicle is hereby authorized, and

BE IT FURTHER RESOLVED, that an advance in the amount of \$460.00 each shall cover tuition and housing, and

BE IT FURTHER RESOLVED, that an advance of \$275.00 shall cover travel, meals, and materials, and

BE IT FURTHER RESOLVED, that all expenses shall be fully receipted upon their return.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#389 AUTHORIZES TOWN CLERK TO PUBLISH AND POST "HELP WANTED AD" RE: PART-TIME CLERK TYPIST IN JUVENILE AID BUREAU.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLUTIONS Continued

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Help Wanted Ad for the position of Part-Time Clerk Typist with the Juvenile Aid Bureau of the Town of Riverhead.

HELP WANTED

The Town of Riverhead is seeking a qualified individual to serve in the position of Part-Time Clerk Typist in the Juvenile Aid Bureau, who is willing to work up to 20 hours per week. Days and time schedule flexible. Interested individuals must be able to type, file, and perform basic clerical tasks.

Interested individuals must submit an application to the Accounting Department, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No applications will be accepted for this position after July 25, 1987. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age or handicapped status in employment or the provision of service.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#390 APPROVES SALARY ADJUSTMENT OF 90-DAY TEMPORARY ACCOUNT CLERK TYPIST.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Lavern Tennenberg was appointed to the position of 90-Day Temporary Account Clerk Typist, at the hourly salary of \$9.60, in a resolution adopted at the June 2, 1987 Town Board Meeting; and

WHEREAS, an adjustment in salary, according to the CSEA Salary Schedule, had to be made from the hourly rate of \$9.60 to an hourly rate of \$8.89.

NOW, THEREFORE, BE IT

RESOLVED, that Lavern Tennenberg, 90-Day Temporary Account Clerk Typist, be and is hereby paid according to the CSEA Salary Schedule at the hourly rate of \$8.89, effective June 8, 1987; and

BE IT FURTHER RESOLVED, the Town Clerk is authorized to forward a certified copy of this resolution to the Accounting Department and to Lavern Tennenberg.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#391 AUTHORIZES APPOINTMENT OF PARK ATTENDANT TO RIVERHEAD RECREATION DEPARTMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLUTIONS Continued

RESOLVED, that James Lovett be appointed to serve as Park Attendant effective June 15, 1987, to and including September 4, 1987 to be paid bi-weekly at the hourly rate of \$5.50 and to serve at the pleasure of the Town Board.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#392 AUTHORIZES APPOINTMENTS OF BEACH ATTENDANTS TO RIVERHEAD RECREATION DEPARTMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the following be and are hereby appointed to serve as Beach Attendants effective June 20, 1987 to and including September 7, 1987 to be paid bi-weekly at the following hourly rate and to serve at the pleasure of the Town Board:

Paul Cardosi	\$5.00
Matthew Monaco	\$5.00
Lauren Rizzi	\$5.25
Pasquale Moyer	\$5.50
Bennie Poudel	\$5.75

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#393 APPOINTS LIFEGUARDS TO RIVERHEAD RECREATION DEPARTMENT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the following be and are hereby appointed to serve as Lifeguards effective June 20, 1987 to and including September 7, 1987 to be paid bi-weekly at the following hourly rate and to serve at the pleasure of the Town Board:

Anthony Santora	\$5.50
David Osojnak	\$6.50
Darryl Osojnak	\$6.50
Brian Sinclair	\$5.50
Robert Sikora, Jr.	\$6.50
Brian Randall	\$6.00
Anthony Rizzi	\$7.00
Ted Nehls	\$6.00
Kevin Griffin	\$5.50

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#394 APPOINTS RECREATION AIDES TO RIVERHEAD RECREATION DEPT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the following be and are hereby appointed to serve as Recreation Aides effective June 29, 1987 to and including August 21, 1987, to be paid bi-weekly at the following hourly rate and to serve at the pleasure of the Town Board:

Lisa Birstein	\$6.00
Jeanne McCabe	\$6.00

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#395 APPOINTS RECREATION SPECIALISTS (WATER SAFETY INSTRUCTORS) TO RIVERHEAD RECREATION DEPARTMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the following be and are hereby appointed to serve as Recreation Specialists (Water Safety Instructors) effective June 22, 1987 to and including August 21, 1987, to be paid bi-weekly at the following hourly rate and to serve at the pleasure of the Town Board:

Dave Lekich	\$8.00
Jeanne Kelly	\$7.00
Cindy Noble	\$8.00
Jill van den Thoorn	\$7.00

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#396 APPOINTS LABORERS TO THE RIVERHEAD HIGHWAY DEPARTMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, three vacancies presently exist in the position of laborer with the Riverhead Highway Department, and

WHEREAS, said vacancies were duly advertised, and

WHEREAS, all applicants were thereafter interviewed.

NOW, THEREFORE, BE IT

RESOLVED, that Rolland A. Corwin, Augustine W. Mayo and Benjamin R. Miller are hereby appointed to the position of Laborer effective July 6, 1987 at the annual rate of compensation of \$16,358.74 as set forth in Group 3, Step P of the CSEA Salary Administration Schedule.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#397 RESCINDS APPOINTMENT OF INDIVIDUALS TO THE POSITION OF CORRECTION OFFICER I.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a resolution was adopted on May 12, 1986, appointing individuals to the position of Correction Officer I on a part-time basis; and

WHEREAS, said individuals have expressed their inability to serve in said position.

NOW, THEREFORE, BE IT

RESOLVED, that the appointment of the following individuals is hereby rescinded from the part-time position of Correction Officer I effective immediately:

Michale J. Antanaitis
Ethel Thomas
Karen Mastor
Justine Trent
Thomas Barrett
Joseph Doroski
Gene Osborne
O'Neill Driskell
Samuel Bright
Ursula Williams

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward certified copies of this resolution to Captain Grattan and the Accounting Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#398 RESCINDS APPOINTMENT OF INDIVIDUALS TO THE POSITION OF CORRECTION OFFICER I.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a resolution was adopted on August 5, 1986, appointing additional individuals to the position of Correction Officer I on a part-time basis; and

WHEREAS, subsequent to that time, the individuals so appointed have advised of their inability to serve in that position.

NOW, THEREFORE, BE IT,

RESOLVED, that the appointment of the following individuals is hereby rescinded from the part-time position of Correction Officer I effective immediately:

Marion Mazzo
Christine Sargent
Marie Dunleavy
Nadia Moore

Agnes Terry
Kathleen Vonatski
Victoria Vourakis
Donna Sievers

and be it further

RESOLUTIONS Continued

RESOLVED, that the Town Clerk be and is hereby authorized to forward certified copies of this resolution to Captain Grattan and the Accounting Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#399 APPOINTS IRENE ALEXANDER TO THE POSITION OF JUSTICE COURT CLERK.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, due to the retirement of Stella Brandt, Justice Court Clerk, and

WHEREAS, the Town Board did request a list of eligibles from the Suffolk County Department of Civil Service.

NOW, THEREFORE, BE IT

RESOLVED, that Irene Alexander who appeared on said list, be appointed to the position of Justice Court Clerk effective June 22, 1987 at the annual rate of compensation of \$22,269.70 as set forth in Group 11, Step 10 of the CSEA Salary Schedule.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#400 PROMOTES EMPLOYEE IN WATER DISTRICT TO SR. WATER TREATMENT PLANT OPERATOR IIB.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Mark K. Conklin has successfully completed the Civil Service requirements for Sr. Water Treatment Plant Operator and appears on said list,

NOW, THEREFORE, BE IT

RESOLVED, that Mark K. Conklin be and is hereby appointed to Sr. Water Treatment Plant Operator IIB at the annual rate of compensation of \$25,295.59, Group 14, Step 9 of the 1987 CSEA Operational and Technical Salary Structure effective June 22, 1987.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#401 APPOINTS CORRECTION OFFICER I IN THE POLICE DEPARTMENT PART-TIME.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLUTIONS Continued

BE IT RESOLVED, that Betty Harris be and is hereby appointed part-time Correction Officer I in the Police Department, at the rate of \$5.00 per hour, effective March 1, 1987.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereuopn duly declared adopted.

#402 APPROVES RIVERHEAD CHAMBER OF COMMERCE TO CONDUCT SIDEWALK SALE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, the Town Board is in receipt of a request from the Riverhead Chamber of Commerce to conduct a sidewalk sale promotion in the area along Main Street and the grassy area between Main Street, the Peconic River Parking Lot, Chamber of Commerce Office and the East End Arts and Humanities Council Building on July 9, 10 and 11, 1987.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board does hereby grant permission to the Riverhead Chamber of Commerce Office and the East End Arts and Humanities Council Building on July 9, 10 and 11, 1987.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board does hereby grant permission to the Riverhead Chamber of Commerce to conduct a sidewalk sale promotion in the above described area on July 9, 10 and 11, 1987; and be it further

RESOLVED, that the Riverhead Chamber of Commerce shall provide to the Town Clerk a certificate of insurance for liability insurance coverage in the amount of \$1,000,000.00 naming the Town of Riverhead as an additional insured; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Chamber of Commerce and the Riverhead Police Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#403 APPOINTS SUMMER INTERN-TOWN CLERK'S OFFICE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, it is beneficial to the Town to hire summer interns to complete necessary projects of the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that Richard Freeborn be and hereby is appointed as summer intern to serve at the pleasure of the Town Board during the period of June 29, 1987 through August 28, 1987; and

RESOLUTIONS Continued

BE IT FURTHER RESOLVED, that Richard Freeborn shall be paid at the hourly rate of compensation of \$6.00 per hour.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#404 RESOLUTION & CONSENT TO DEDICATE ROADS KNOWN AS VISTA COURT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a certain subdivision map was filed in the Office of the Clerk of the County of Suffolk wherein said map was entitled "Map of Peconic Bay Gardens"; and

WHEREAS, plans for the construction of various improvements to said roads known and designated as Vista Court, were submitted to the Planning Board of the Town of Riverhead; and

WHEREAS, the Town Board of the Town of Riverhead did approve said performance bond as to form, sufficiency, manner of execution and surety; and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Riverhead Town Planning Board; and

WHEREAS, the construction of said roads, drainage systems and sumps have met with the approval of the Superintendent of Highways of the Town of Riverhead; and

WHEREAS, a copy of the letter from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof as APPENDIX A; and

WHEREAS, Special Search Street Dedication from Peerlees Abstract Corp. has been filed with the Town Clerk of the Town of Riverhead together with a deed of dedication and release affecting said road(s).

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the provisions of Section 171 of the Highway Law of the State of New York, consent be and the same is hereby given; and be it further

RESOLVED, that the Superintendent of Highways of the Town of Riverhead make an order laying out certain roads known as Vista Court with proper drainage facilities, the said Town roads to consist of the land described in the deed of dedication and release dated May 29, 1987, and to extend as delineated therein; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby directed to forthwith cause such deed of dedication and release to be recorded in the Office of the Clerk of the County of Suffolk, and upon its return, to attach it hereto; and be it further

RESOLVED, that this resolution shall take effect immediately.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#405 INCLUDES PROPERTY IN PARKING DISTRICT (CHUNG CHIU TSANG).

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, property located at 54 East Main Street, tax map designation: Dist. 0600, Sec. 128.00, Blk. 06.00, Lot 019.000, was previously owned by the Town of Riverhead; and

WHEREAS, said property was not included in the parking district when owned by the Town of Riverhead; and

WHEREAS, the property at 54 East Main Street was auctioned for sale to the present owner, Chung Chiu Tsang; and

WHEREAS, the Town Board of the Town of Riverhead desires to include said property as part of the Parking District.

NOW, THEREFORE, BE IT

RESOLVED, that property located at 54 East Main Street, owned by Chung Chiu Tsang be and is hereby included in the parking district; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Chung Chiu Tsang.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#406 AUTHORIZES TOWN CLERK TO PUBLISH AND POST FOR THE POSITION OF CORRECTION OFFICER I.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, there is a vacancy in the position of Correction Officer I in the Town of Riverhead; and

WHEREAS, the Town Board of the Town of Riverhead authorizes the Town Clerk to publish a help wanted ad in the News-Review and Suffolk Life as follows:

HELP WANTED

The Riverhead Town is seeking candidates for the position of Correction Officer I. If you are a high school graduate or have a high school equivalence diploma recognized by the New York State Department of Education and are at least twenty (20) years of age, and desire employment working in the Riverhead Town correctional facility. Applicants need a good knowledge of the operating policies, rules and regulations of the Suffolk County Correctional Facilities; good knowledge of first aid techniques and applications. Interested individuals must submit an application to the Accounting Department, 200 Howell Avenue, Riverhead, New York between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No applications will be accepted for this position after July 6, 1987. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age or handicapped status in employment or the provision of service.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#407 APPROVES SITE PLAN OF GRUMMAN AEROSPACE CORP.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a site plan and elevations were submitted by Grumman Aerospace Corp. for the construction of an office building to be located at Grumman Boulevard, Calverton, New York; and

WHEREAS, the Planning Department has reviewed the site plan dated June 3, 1987, as prepared by Bass & D'Alessandro Construction Corp., and elevations dated June 3, 1987, as prepared by Bass & D'Alessandro Construction Corp., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated June 3, 1987, and submitted by Bass & D'Alessandro Construction Corp.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Bass & D'Alessandro Construction Corp.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Bass & D'Alessandro Construction Corp. for the construction of an office building to be located at Grumman Boulevard, Calverton, New York, site plan and elevations dated June 3, 1987, as prepared by Bass & D'Alessandro Construction Corp., be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk;
3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;
4. That the applicant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish, and Refuse Disposal", and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, be maintained at the premises;
6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;
7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code.

RESOLUTIONS Continued

8. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, Grumman Aerospace Corp. hereby authorizes the Town of Riverhead to enter premises at Grumman Boulevard, Calverton, New York, to enforce said handicapped parking regulations;

9. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis. The landscaping plan and schedule shall be submitted to and approved by the Planning Department prior to the inception of same; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Grumman Aerospace Corp. and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION, made the _____ day of June, 1987 by GRUMMAN AEROSPACE CORP., a corporation with offices at 1111 Steward Avenue, Bethpage, New York, Declarant.

WHEREAS, Declarant is the owner ascertain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto as provided by the Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead and the owner and prospective owners of said parcel that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan, said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to with:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times, be complied with by the owner of the property covered by this site plan;

RESOLUTIONS Continued

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure, prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

3. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

4. Trash receptacles of a decorative design approved by the Planning Department prior to their installation at the site, shall be maintained at the premises;

5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

6. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

7. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only" and the universal symbol affixed thereto;

8. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

9. That any and all landscaped areas shall be regularly maintained in a professional manner; and that any planters, planter boxes, window boxes or other container plantings shall be likewise maintained on a year-round basis.

Declarant has hereunto set his hand and seal the day and year above first written.

GRUMMAN AEROSPACE CORP.

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On the ____ day of June, 1987, before me personally came _____, to me known, who, being by me duly sworn, did depose and say that he resides at _____; that he is the _____ of GRUMMAN AEROSPACE CORP., the owner of the property located at Grumman Boulevard, Calverton, New York; the corporation described in and which executed the within instrument; that he knows the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name there-to by like order.

NOTARY PUBLIC

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#408 APPROVES SITE PLAN OF WILLIAM GIRANDA (ATLAS REALTY).

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a site plan and elevations were submitted by William Giranda (Atlas Realty) for the alteration of an existing building to be used for trailer repairs to be located at Route 25, Riverhead, New York; and

WHEREAS, the Planning Department has reviewed the site plan and elevations dated January 7, 1983, as revised August 5, 1986, as prepared by Young & Young, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated January 7, 1983, as revised August 5, 1986, as prepared by Young & Young.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by William Giranda for the alteration of an existing building to be used for trailer repairs to be located at Route 25, Riverhead, New York, site plan and elevations dated January 7, 1983, as revised August 5, 1986, as prepared by Young & Young, be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

4. That the applicant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, be maintained at the premises;

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

RESOLUTIONS Continued

8. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, William Giranda hereby authorizes the Town of Riverhead to enter premises at Route 25, Riverhead, New York, to enforce said handicapped parking regulations;

9. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to William Giranda and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION, made the _____ day of June, 1987 by Atlas Realty, Co., with offices at Leonard Street, Wading River, New York, Declarant.

WHEREAS, Declarant is the owner of a certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto as provided by the Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead and the owner and prospective owners of said parcel that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan, said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times be complied with by the owner of the property covered by this site plan;

RESOLUTIONS Continued

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site Plan process and the sign permit procedure, prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

3. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

4. Trash receptacles of a decorative design approved by the Planning Department prior to their installation at the site, shall be maintained at the premises; b

5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

6. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

7. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto;

8. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

9. That any and all landscaped areas shall be regularly maintained in a professional manner; and that any planters, planter boxes, window boxes or other container plantings shall be likewise maintained on a year-round basis.

Declarant has hereunto set his hand and seal the day and year above first written.

ATLAS REALTY CO.

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this _____ day of June, 1987, before me personally came William Giranda, a principal in Atlas Realty Co., to owner of certain real property located at Route 25, Riverhead, New York, the subject property of the declaration and covenant and understands the contents thereof; and that he did swear to me that he executed the same.

NOTARY PUBLIC

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#409 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: AMENDMENT TO SECTION 101-3(B) OF THE RIVERHEAD TOWN CODE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending Section 101-3(B) of the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 30th day of June, 1987, at 8:50 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 101-3(B) of the Riverhead Town Code as follows:

Intersection	Yield <u>Stop</u> Sign on	Entrance from
Middle Road	Deep Hole Road	West

*broken line represents deletion

*underscore represents addition

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#410 AUTHORIZES SUPERVISOR TO EXECUTE AMENDED HOME RULE MESSAGE RE: LAND PRESERVATION BILL.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Supervisor be and is hereby authorized to execute an amended Home Rule Message regarding Senate Bill #S.3208-A and Assembly Bill #A.4364-A regarding the Land Preservation Bill; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Clerk of the New York State Senate and the Clerk of the New York State Assembly.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#411 APPOINTS WILLIAM WHIDDEN, JR. TO THE POSITION OF SUMMER LABORER WITH BUILDINGS AND GROUNDS.

RESOLUTIONS Continued

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a vacancy existed in the position of Summer Laborer in Buildings and Grounds; and

WHEREAS, William Whidden, Jr. was an eligible and willing acceptor of said position.

NOW, THEREFORE, BE IT

RESOLVED, that William Whidden, Jr. be and is hereby appointed to the position of Summer Laborer with Buildings and Grounds, at the hourly rate of \$5.50 effective June 17, 1987; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to William Whidden, Jr. and the Accounting Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#412 APPOINTS SUMMER INTERN - ACCOUNTING DEPARTMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, it is beneficial to the Town to hire summer interns to complete necessary projects of the Town of Riverhead,

NOW, THEREFORE, BE IT

RESOLVED, that Robin Guzzello be and is hereby appointed as summer intern to serve at the pleasure of the Accounting Department during the period of June 29, 1987 through August 28, 1987, at the hourly rate of \$6.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Robin Guzzello and the Accounting Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#413 APPOINTS SUMMER INTERN - ASSESSOR'S OFFICE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, it is beneficial to the Town to hire summer interns to complete necessary projects of the Town,

NOW, THEREFORE, BE IT

RESOLVED, that Karen Kukla be and is hereby appointed as summer intern to serve at the pleasure of the Town Assessor's Office during the period of June 29, 1987 through August 28, 1987, at the hourly rate of \$6.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Accounting Department and Karen Kukla.

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#414 APPOINTS SUMMER INTERN - ACCOUNTING DEPARTMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, it is beneficial to the Town to hire summer interns to complete necessary projects of the Town of Riverhead, NOW, THEREFORE, BE IT

RESOLVED, that Jennifer Higgins be and is hereby appointed as summer intern to serve at the pleasure of the Accounting Department during the period of June 29, 1987 through August 28, 1987 at the hourly rate of \$6.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Jennifer Higgins and the Accounting Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#415 AMENDS SITE PLAN OF PECONIC BAY MOTORS/HERB OBSER (FORMERLY SYCAMORE REALTY/DON WALD MOTORS).

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, a site plan and elevations were originally submitted by Sycamore Realty for an addition to an existing building to be located at Route 58, Riverhead, New York; and

WHEREAS, Peconic Bay Motors/Herb Obser is the new owner of the property located on Route 58, Riverhead, New York; and

WHEREAS, the Planning Department has reviewed the amended sketch site plan dated June 6, 1987, as prepared by Young & Young, Licensed Land Surveyors, and has recommended to the Town Board of the Town of Riverhead that said amended sketch site plan be approved.

NOW, THEREFORE, BE IT

RESOLVED, that the revised sketch site plan submitted by Peconic Bay Motors for an addition to an existing building to be located at Route 58, Riverhead, New York, said revised sketch site plan dated June 6, 1987, as prepared by Young & Young, Licensed Land Surveyors, be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective

RESOLUTIONS Continued

until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

4. That the applicant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, be maintained at the premises;

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

7. That adequate parking for the handicapped pursuant to specifications outlined in the Riverhead Town Code;

8. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and each handicap stall shall be designated by an individual sign erected on a station stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, Peconic Bay Motors hereby authorizes the Town of Riverhead to enter premises at Route 58- Riverhead, New York, to enforce said handicapped parking regulations;

9. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., attorney for Peconic Bay Motors and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION, made the _____ day of June, 1987, by _____, residing at _____, Declarant.

WHEREAS, Declarant is the owner of a certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto as provided by the Declarant; and

WHEREAS, for and in consideration of the amendment of the site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead and the owner and prospective owners of said parcel that the within covenants and restrictions be imposed on said parcel, and as a condition of granting the amended sketch site plan, said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

RESOLUTIONS Continued

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the Riverhead Town Code which are not addressed by this resolution or other official action of the Town, shall at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure, prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

3. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

4. Trash receptacles of a decorative design approved by the Planning Department prior to their installation at the site, shall be maintained at the premises;

5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

6. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

7. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto;

8. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

9. That any and all landscaped areas shall be regularly maintained in a professional manner; and that any planters, planter boxes, window boxes or other contained plantings shall be likewise maintained on a year-round basis.

Declarant has hereunto set his hand and seal the day and year above first written.

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

R RESOLUTIONS Continued

On this _____ day of June, 1987, before me personally came _____, the owner of certain real property located at Route 58, Riverhead, New York, the subject property of the declaration and covenant and understands the contents thereof; and that he did swear to me that he executed the same.

NOTARY PUBLIC

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "We will call up the matter of 416. There was some discussion of an amendment to this."

Richard Ehlers, "I would suggest to the Board an amendment to number 416 if the Board members were so inclined to move and second the amendment, that you would amend the second paragraph to delete the reference beginning "as more particularly described in the Peconic Riverhead Study Report prepared April 8, 1987, by the New York State Department of Environmental Conservation". To delete that phrase in its entirety and add an additional "WHEREAS" to state "WHEREAS, although the Town Board is not satisfied that the Peconic River Study Report prepared April, 1987, by the New York State Department of Environmental Conservation is correct as regards public access, water levels, dam heights, parking congestion for access and urges the D.E.C. make efforts to revise said report"."

#416 DESIGNATES PECONIC RIVER AS SCENIC AND RECREATIONAL AREA.
(as amended)

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, the New York State Legislature enacted a moratorium on development in the vicinity of the Peconic River in the Towns of Riverhead, Southampton and Brookhaven, pursuant to the Wild, Scenic and Recreational Rivers Act; and

WHEREAS, the New York State Department of Environmental Conservation has recommended legislation designating the Peconic River as scenic West of Connecticut Avenue and recreational from Connecticut Avenue East to Grangebél Park; and

WHEREAS, the Town Board is not satisfied that the Peconic River Study Report prepared April, 1987, by the New York State Department of Environmental Conservation is correct as regards public access, water levels, dam heights, parking congestion for access and urges the D.E.C. make efforts to revise said report; and

WHEREAS, the enacting of this designating legislation by the New York State Legislature is a necessary step leading to the elimination of the moratorium.

RESOLUTIONS Continued

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby memorializes its support for the scenic and recreational designation of the Peconic River in the Town of Riverhead; and be it further

RESOLVED, that this Board urges the prepares of the Peconic River Study Report to personally canoe the Peconic River; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Honorable Kenneth P. LaValle.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

TAPE RECORDER RAN OUT OF TAPE AND THE REMAINDER OF THE MEETING IS NOT VERBATUM

Councilman Boschetti, Remarked that the D.E.C. would rely on and submit to legislation.

Councilman Pike, There are inadequacies in report and now into motion steps to lift moratorium. There are good intentions in wildlife and scenic river Act D.

#417 AUTHORIZES TOWN EXPENDITURES.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Supervisor be and hereby is authorized to pay the following:

GENERAL TOWN

Abstract #7 totalling \$275,947.69 vouchers 4026-6009

HIGHWAY

Abstract #7 totalling \$135,061.41 vouchers 317-328

TOWN HALL CAP. PROJECTS

totalling \$ 9,931.11 vouchers 27-31

STREET LIGHTING

Abstract #7 totalling \$ 2,791.73 vouchers 128-134

PUBLIC PARKING

Abstract #7 totalling \$ 4,397.22 vouchers 132-136

SMALL CITIES

Abstract #7 totalling \$ 5,697.05 vouchers 256-263

GENERAL TOWN DEBT. SERV.

Abstract #7 totalling \$ 350.00 vouchers 17

RESOLUTIONS Continued

<u>PAL</u>			
Abstract #7	totalling \$	144.00	vouchers 3
<u>TEEN CENTER</u>			
Abstract #7	totalling \$	161.42	vouchers 8-10
<u>MUNICIPAL GARAGE</u>			
Abstract #7	totalling \$	10,736.27	vouchers 94-114
<u>SRS. HELPING SRS.</u>			
Abstract #7	totalling \$	1,184.34	vouchers 30-35
<u>YOUTH SERVICES</u>			
Abstract #7	totalling \$	910.25	voucher 15

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#418 AUTHORIZES SUPERVISOR TO EXECUTE AN AGREEMENT WITH DAVID EMILITA RE: GENERIC ENVIRONMENTAL IMPACT STATEMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that in accordance with the request of the Town of Riverhead Planning Board, the Supervisor is hereby authorized to execute an agreement with David Emilita to cause the preparation of a Generic Environmental Impact Statement concerning the Town of Riverhead Preservation of Farmland Study; and be it further

RESOLVED, that Mr. Emilita shall work at the direction of the Riverhead Town Planning Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to David Emilita and the Riverhead Planning Board.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#419 APPOINTS MARTIN SENDLEWSKI AS ARCHITECTURAL CONSULTANT TO THE RIVERHEAD PLANNING BOARD.

Councilman Pike offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that in accordance with the request of the Town of Riverhead Planning Board, Martin Sendlewski, Architect, be and is hereby engaged to work at the direction of the Riverhead Planning Board; and be it further

RESOLVED, that Mr. Sendlewski shall be paid at his hourly rate as filed with the Town Clerk; which is to be paid from the Planning Board budget; and be it further

RESOLUTIONS Continued

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Martin Sendlewski and the Riverhead Planning Board.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Lyle Wells, Farm Bureau, Asked that resolution #418 be tabled until next Board meeting because it was originally meant for farmland preservation and now it's for whole town. I would like to discuss our proposals before statement drawing. Many of subdivision applications have been done as a result of the Board's moratorium etc. I would like to the Town to reconsider in regards to Supreme Courts landowner's rights.

Councilman Pike, The resolution refers to G.E.I.S. on farm study. Impact should be larger than town-wide and the creative process in SEQRA should continue..

Supervisor Janoski, You were present at Planning Board and heard the plans that this resolution would be considering. The Planning Board would like to move ahead.

Lyle Wells, We'll like input before G.E.I.S. is started. Money shouldn't be spent if it doesn't go thru.

Mrs. McKasity, Supreme Court decision affects landowners. Some aspects in program will come under scrutiny. Wouldn't we be throwing money out the window?

Councilman Pike, Stopping the E.I.S. process would hold everything that came. The Supreme Court decision doesn't stop takings. TDR is compensation to people being upzoned.. Program is designed to prevent takings.

Mrs. McKasity, I think the money is being wasted.

Councilman Pike, The law requires SEQRA process.

Supervisor Janoski, With that, this meeting is adjourned.

There being no further business on motion or vote, the meeting adjourned at 11:00 p.m.

IJP:nm



Irene J. Pendzick
Town Clerk